



## **Spokane Park Board**

### **Riverfront Park Committee**

4pm p.m. Monday, October 6, 2025

Pavilion Conference Room/WebEx virtual meeting

Dial in: 408-418-9388

Access code: 2489 531 1978

Jonathan Moog – Riverfront Park Director

### **Committee members:**

Gerry Sperling – Chair

Kevin Brownlee

Jennifer Ogden

Lindsey Shaw

The Riverfront Park Committee meeting will be held in-person at the Pavilion Conference Room and virtually via WebEx at 4 p.m. on Monday, October 6, 2025. Committee members, staff, and presenters still have the option to participate virtually via WebEx during all meetings.

The public may listen to the meeting by calling 408-418-9388 and entering access code 2489 531 1978, when prompted.

Written public comment may be submitted via email or mail. Comments must be received no later than noon on October 6, 2025 by email to: [spokaneparks@spokanecity.org](mailto:spokaneparks@spokanecity.org) or mail to: Spokane Park Board, 5th floor City Hall, 808 West Spokane Falls Blvd., Spokane, Washington 99201. Submitted public comments will be presented to committee members prior to the meeting.

## **Agenda**

### **Call to order**

### **Public comment**

### **Action items**

- A. [Preliminary Snxw Mene? Design Review and Committee Input / Approval](#) – Nick Hamad and Cecilia Evans
- B. [Riverfront Park West Havermale Post Street Parking Lot Improvement](#) – Berry Ellison
- C. [AEG Presents NW Contract Amendment for Booking and Production Services](#) – Jonathan Moog
- D. [AXS Group LLC Contract Amendment for Ticketing Services](#) – Jonathan Moog

**Informational items**

- A. Social Media Overview – Regan Farmer

**Standing Report items**

- A. September 2025 Operations Report – Jonathan Moog

**AMERICANS WITH DISABILITIES ACT (ADA) INFORMATION:** The City of Spokane is committed to providing equal access to its facilities, programs and services for persons with disabilities. Individuals requesting reasonable accommodations or further information may call, write, or email Human Resources at 509.625.6373, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or [ddecorde@spokanecity.org](mailto:ddecorde@spokanecity.org). Persons who are deaf or hard of hearing may contact Human Resources through the Washington Relay Service at 7-1-1. Please contact us forty-eight (48) hours before the meeting date.

# Spokane Park Board

## Briefing Paper



|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                              |  |                                                    |                                                  |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|----------------------------------------------------|--------------------------------------------------|
| <b>Committee</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Riverfront Park                                                                                                                                                              |  |                                                    | <b>Committee meeting date:</b> September 6, 2025 |
| <b>Requester</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Nick Hamad                                                                                                                                                                   |  |                                                    | <b>Phone number:</b> 509.363.5452                |
| <b>Type of agenda item</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <input type="radio"/> Consent <input type="radio"/> Discussion <input type="radio"/> Information <input checked="" type="radio"/> Action                                     |  |                                                    |                                                  |
| <b>Type of contract/agreement</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <input checked="" type="radio"/> New <input type="radio"/> Renewal/ext. <input type="radio"/> Lease <input type="radio"/> Amendment/change order <input type="radio"/> Other |  |                                                    |                                                  |
| <b>City Clerks file</b> (OPR or policy #)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                              |  |                                                    |                                                  |
| <b>Master Plan Goal, Objective, Strategy</b><br>(Click <a href="#">HERE</a> for link to the adopted plan)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                              |  | <b>Master Plan Priority Tier:</b><br>(pg. 171-175) | Second Tier                                      |
| <b>Item title:</b> (Use exact language noted on the agenda)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Preliminary Snxw Mene? Design Review and Committee Input / Approval                                                                                                          |  |                                                    |                                                  |
| <b>Begin/end dates</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Begins: 10/09/2025                                                                                                                                                           |  | Ends:                                              | <input checked="" type="checkbox"/> 06/01/2525   |
| <b>Background/history:</b><br><p>In 2016 the Park Board and Spokane Tribe of Indians worked collaboratively to rename Canada Island to Snxw Mene? (Salmon People) island in honor of the Tribes sacred connection to this place and to the Spokane River.</p> <p>in 2024, the Park Board approved an MOA with the Spokane Tribe, together with park staff, have worked collaboratively to develop an improvement plan for Snxw Mene? In accordance with that agreement, the Tribe and their agents have prepared a concept site plan and associated character sketches to present to the Park Board RFP committee which has been approved by Tribal leadership.</p> <p>This action item will present this concept to the board and request approval / comment on the proposed improvements.</p> |                                                                                                                                                                              |  |                                                    |                                                  |
| <b>Motion wording:</b><br><p>Motion to approve Snxw Mene? preliminary improvement plans as presented by the Spokane Tribe of Indians, including recommended Park Board comments</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                              |  |                                                    |                                                  |
| <b>Approvals/signatures outside Parks:</b> <input type="radio"/> Yes <input checked="" type="radio"/> No<br>If so, who/what department, agency or company:<br>Name: _____ Email address: _____ Phone: _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                              |  |                                                    |                                                  |
| <b>Distribution:</b><br>Parks – Accounting    nhamad@spokanecity.org<br>Parks – Sarah Deatrich    jmoog@spokanecity.org<br>Requester: nhamad@spokanecity.org<br>Grant Management Department/Name: _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                              |  |                                                    |                                                  |
| <b>Fiscal impact:</b> <input checked="" type="radio"/> Expenditure <input type="radio"/> Revenue<br>Amount: N/A    Budget code: N/A                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                              |  |                                                    |                                                  |
| <b>Vendor:</b> <input checked="" type="radio"/> Existing vendor <input type="radio"/> New vendor<br><b>Supporting documents:</b><br><input type="checkbox"/> Quotes/solicitation (RFP, RFQ, RFB)<br><input type="checkbox"/> Business license    Expiration date: _____ <input type="checkbox"/> Insurance Certificate                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                              |  |                                                    |                                                  |

# Spokane Park Board

## Briefing Paper



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|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|-------------------------------------|--------------------------------------------------|
| <b>Committee</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Riverfront Park                                                                                                                                                                           |                                                    |                                     | <b>Committee meeting date:</b> September 6, 2025 |
| <b>Requester</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Berry Ellison                                                                                                                                                                             |                                                    |                                     | <b>Phone number:</b> 509.363.5452                |
| <b>Type of agenda item</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <input type="radio"/> Consent <input type="radio"/> Discussion <input type="radio"/> Information <input checked="" type="radio"/> Action                                                  |                                                    |                                     |                                                  |
| <b>Type of contract/agreement</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | <input checked="" type="radio"/> New <input type="radio"/> Renewal/ext. <input type="radio"/> Lease <input type="radio"/> Amendment/change order <input type="radio"/> Other              |                                                    |                                     |                                                  |
| <b>City Clerks file</b> (OPR or policy #)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                           |                                                    |                                     |                                                  |
| <b>Master Plan Goal, Objective, Strategy</b><br>(Click <a href="#">HERE</a> for link to the adopted plan)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Goal K. Objective 1                                                                                                                                                                       | <b>Master Plan Priority Tier:</b><br>(pg. 171-175) | Second Tier                         |                                                  |
| <b>Item title:</b> (Use exact language noted on the agenda)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Riverfront Park West Havermale Post Street Parking Lot Improvement<br>*NOTE: Bids will be reviewed prior to committee and staff will recommend successful bidder and amount at committee* |                                                    |                                     |                                                  |
| <b>Begin/end dates</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Begins: 10/09/2025                                                                                                                                                                        | Ends: 10/31/2026                                   | <input type="checkbox"/> 06/01/2525 |                                                  |
| <b>Background/history:</b><br>This contract awards the base bid + any elected alternate scopes of work to the apparent low responsive bidder for the replacement the Riverfront Park parking lot #6 (Post Street Parking Lot).<br><br>This parking lot is the last remaining portion of West Havermale Island which has not been renovated since 2020. The initial design for this renovation was proposed as a part of the Riverfront Park Master Plan, but this project was not funded by the Riverfront Park Bond. This project will upgrade the parking lot to a code compliant facility with lighting & landscaping, and will separate the parking lot entry from the Centennial Trail.<br><br>\$300,000 of this project is funded by city Public Works, and remaining funding is provided from park capital funds |                                                                                                                                                                                           |                                                    |                                     |                                                  |
| <b>Motion wording:</b><br>Motion to approve Apparent Low Responsive Bidder (TBD) construction contract for the Riverfront Park West Havermale Post Street Parking Lot Improvement project in the amount of \$TBD plus tax.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                           |                                                    |                                     |                                                  |
| <b>Approvals/signatures outside Parks:</b> <input checked="" type="radio"/> Yes <input type="radio"/> No<br>If so, who/what department, agency or company: TBD - Apparent Low Bid Contractor<br>Name: TBD    Email address: TBD    Phone: TBD                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                           |                                                    |                                     |                                                  |
| <b>Distribution:</b><br>Parks – Accounting    nhamad@spokanecity.org<br>Parks – Sarah Deatrich    jmoog@spokanecity.org<br>Requester: bellison@spokanecity.org<br>Grant Management Department/Name:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                           |                                                    |                                     |                                                  |
| <b>Fiscal impact:</b> <input checked="" type="radio"/> Expenditure <input type="radio"/> Revenue<br>Amount: TBD (+tax)    Budget code: 1950                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                           |                                                    |                                     |                                                  |
| <b>Vendor:</b> <input type="radio"/> Existing vendor <input checked="" type="radio"/> New vendor<br><b>Supporting documents:</b><br><input checked="" type="checkbox"/> Quotes/solicitation (RFP, RFQ, RFB)<br><input type="checkbox"/> Business license    Expiration date: <input type="checkbox"/> Insurance Certificate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                           |                                                    |                                     |                                                  |

# Spokane Park Board

## Briefing Paper



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|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|-------------------------------------|--------------------------------------------|
| <b>Committee</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Riverfront                                                                                                                                                                   |                                                    |                                     | <b>Committee meeting date:</b> Oct 6, 2025 |
| <b>Requester</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Jonathan Moog                                                                                                                                                                |                                                    |                                     | <b>Phone number:</b> 509-625-6243          |
| <b>Type of agenda item</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | <input type="radio"/> Consent <input type="radio"/> Discussion <input type="radio"/> Information <input checked="" type="radio"/> Action                                     |                                                    |                                     |                                            |
| <b>Type of contract/agreement</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | <input type="radio"/> New <input type="radio"/> Renewal/ext. <input type="radio"/> Lease <input checked="" type="radio"/> Amendment/change order <input type="radio"/> Other |                                                    |                                     |                                            |
| <b>City Clerks file</b> (OPR or policy #)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | OPR 2019-0560                                                                                                                                                                |                                                    |                                     |                                            |
| <b>Master Plan Goal, Objective, Strategy</b><br>(Click <a href="#">HERE</a> for link to the adopted plan)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Goal L, Objective 1                                                                                                                                                          | <b>Master Plan Priority Tier:</b><br>(pg. 171-175) | First Tier                          |                                            |
| <b>Item title:</b> (Use exact language noted on the agenda)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | AEG Presents NW Contract Amendment for Booking and Production Services                                                                                                       |                                                    |                                     |                                            |
| <b>Begin/end dates</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Begins: 01/01/2026                                                                                                                                                           | Ends: 10/31/2026                                   | <input type="checkbox"/> 06/01/2525 |                                            |
| <b>Background/history:</b><br>AEG Presents NW LLC was selected through an RFP #4462-18 booking and productions services concerts at the US Pavilion (now Gesa Pavilion) through December 2025. Recent complications with administering a new RFP process for both a concert production company and ticketing service has the potential impact of the canceling the 2026 concert season due to the timing of booking new talent. An amendment is being sought to extend service by 10 months and define a concert minimum for the 2026 season. This action will avoid disruptions to next year's concert series and give the City more time in seeking competitive offers.                                                                                                        |                                                                                                                                                                              |                                                    |                                     |                                            |
| <b>Motion wording:</b><br>Approve AEG Presents NW Contract Amendment for NW Booking and Concert Production Services                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                              |                                                    |                                     |                                            |
| <b>Approvals/signatures outside Parks:</b> <input checked="" type="radio"/> Yes <input type="radio"/> No<br>If so, who/what department, agency or company: AEG Presents NW LLC<br>Name: Rob Thomas    Email address: rthomas@aegpresents.com    Phone: 1-720-220-9296                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                              |                                                    |                                     |                                            |
| <b>Distribution:</b><br>alindsey@spokanecity.org<br>Parks – Accounting<br>Parks – Sarah Deatrich<br>Requester: Jonathan Moog<br>Grant Management Department/Name:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                              |                                                    |                                     |                                            |
| <b>Fiscal impact:</b> <input type="radio"/> Expenditure <input checked="" type="radio"/> Revenue<br>Amount: \$200,000    Budget code: 1400-76120-36240-54341                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                              |                                                    |                                     |                                            |
| <b>Vendor:</b> <input checked="" type="radio"/> Existing vendor <input type="radio"/> New vendor<br><b>Supporting documents:</b><br><div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Quotes/solicitation (RFP, RFQ, RFB)<br/> <input type="checkbox"/> Contractor is on the City's A&amp;E Roster - City of Spokane<br/> <input checked="" type="checkbox"/> UBI: 602-638-221    Business license expiration date: 8/31/26         </div> <div> <input type="checkbox"/> W-9 (for new contractors/consultants/vendors)<br/> <input type="checkbox"/> ACH Forms (for new contractors/consultants/vendors)<br/> <input checked="" type="checkbox"/> Insurance Certificate (min. \$1 million in General Liability)         </div> </div> |                                                                                                                                                                              |                                                    |                                     |                                            |



**City of Spokane**  
**Parks and Recreation Department**

**CONTRACT AMENDMENT**

**Title: CONCERT PRODUCTION AND  
BOOKING SERVICES AGREEMENT**

This Amendment is made and entered into by and between the **CITY OF SPOKANE PARKS AND RECREATION DEPARTMENT** as ("City"), a Washington municipal corporation, and **AEG Presents NW, LLC**, a Delaware limited liability company, whose address is 216 First Avenue South, Suite 320, Seattle, WA 98104-2534 ("AEG"), individually hereafter referenced as a "party", and together as the "parties".

*WHEREAS, the parties entered into a Concert Production and Booking Services Agreement (the "Agreement"), dated July 15, 2019, wherein AEG agreed to provide Concert Production and Booking Services for the City of Spokane Parks and Recreation Department on the terms and conditions set forth therein; and*

*WHEREAS, the Agreement has been amended three times (July 31, 2022, November 17, 2023 and September 19, 2024) to reflect, among other things, an extension of the Term through December 31, 2025.*

*WHEREAS, further changes to the terms of the original contract, as amended, are needed, as well as an extension of time through December 31, 2026, thus, the original Agreement is formally amended and extended by this written document, and*

*NOW, THEREFORE, in consideration of the terms and conditions contained herein, and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties mutually agree as follows:*

**1. CONTRACT DOCUMENTS.**

The Agreement, dated July 15, 2019, any previous amendments, addendums and / or extensions / renewals thereto, are incorporated by reference into this document as though written in full and shall remain in full force and effect except as provided herein.

**2. EFFECTIVE DATE.**

This Contract Amendment shall be effective as of the date this Amendment is fully executed, and shall end October 31, 2026.

**3. AMENDMENT.**

This original Contract is amended to include the following:

The targeted minimum for 2026 is eight (8) Music Events.

For every show in 2026, short of the targeted minimum, the Food and Beverage Commission established in Amendment No.1 Section 5 would decrease for the Music Events in 2026 by 10% from the 50% (e.g. if only four shows are held in 2026, AEG will receive 10% Food and Beverage Commission because there is a 10% reduction per show that falls short of the target).

IN WITNESS WHEREOF, in consideration of the terms, conditions and covenants contained herein, the parties have executed this Contract Amendment by having legally binding representatives affix their signatures below.

**AEG Presents NW, LLC**

**CITY OF SPOKANE PARKS AND  
RECREATION DEPARTMENT**

By \_\_\_\_\_  
Signature Date

By \_\_\_\_\_  
Signature Date

\_\_\_\_\_  
Type or Print Name

\_\_\_\_\_  
Type or Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Title

Attest:

Approved as to form:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Assistant City Attorney

25-194b

# Spokane Park Board

## Briefing Paper



|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                              |                                                    |                                            |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|--------------------------------------------|
| <b>Committee</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Riverfront Park                                                                                                                                                              |                                                    | <b>Committee meeting date:</b> Oct 6, 2025 |
| <b>Requester</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Jonathan Moog                                                                                                                                                                |                                                    | <b>Phone number:</b> (509) 625-6243        |
| <b>Type of agenda item</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <input type="radio"/> Consent <input type="radio"/> Discussion <input type="radio"/> Information <input checked="" type="radio"/> Action                                     |                                                    |                                            |
| <b>Type of contract/agreement</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <input type="radio"/> New <input type="radio"/> Renewal/ext. <input type="radio"/> Lease <input checked="" type="radio"/> Amendment/change order <input type="radio"/> Other |                                                    |                                            |
| <b>City Clerks file</b> (OPR or policy #)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | OPR 2019-0755                                                                                                                                                                |                                                    |                                            |
| <b>Master Plan Goal, Objective, Strategy</b><br>(Click <a href="#">HERE</a> for link to the adopted plan)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Goal L, Objective 1                                                                                                                                                          | <b>Master Plan Priority Tier:</b><br>(pg. 171-175) | First Tier                                 |
| <b>Item title:</b> (Use exact language noted on the agenda)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | AXS Group LLC Contract Amendment For Ticketing Services                                                                                                                      |                                                    |                                            |
| <b>Begin/end dates</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Begins: 01/01/2026                                                                                                                                                           | Ends: 12/31/2026                                   | <input type="checkbox"/> 06/01/2525        |
| <b>Background/history:</b><br>AXS Group LLC was selected through an RFP #4462-18 to provide ticketing service for the US Pavilion (now Gesa Pavilion) through December 2025. Recent complications with administering a new RFP process for both a concert production company and ticketing service has the potential impact of the canceling the 2026 concert season due to the timing of booking new talent. An amendment is being sought to extend service by one year and define services to be solely applicable to the Gesa Pavilion. This action will avoid disruptions to next year's concert series and give the City more time in seeking competitive offers.                                                                                         |                                                                                                                                                                              |                                                    |                                            |
| <b>Motion wording:</b><br>Approve AXS Group LLC Contract Amendment for Ticketing Services                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                              |                                                    |                                            |
| <b>Approvals/signatures outside Parks:</b> <input checked="" type="radio"/> Yes <input type="radio"/> No<br>If so, who/what department, agency or company: AXS Group LLC<br>Name: Vito Laia    Email address: viaia@axs.com    Phone:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                              |                                                    |                                            |
| <b>Distribution:</b><br>Parks – Accounting<br>Parks – Sarah Deatrich<br>Requester: Jonathan Moog<br>Grant Management Department/Name: ALindsey@spokanecity.org                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                              |                                                    |                                            |
| <b>Fiscal impact:</b> <input type="radio"/> Expenditure <input checked="" type="radio"/> Revenue<br>Amount: various    Budget code: various                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                              |                                                    |                                            |
| <b>Vendor:</b> <input checked="" type="radio"/> Existing vendor <input type="radio"/> New vendor<br><b>Supporting documents:</b><br><div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Quotes/solicitation (RFP, RFQ, RFB)<br/> <input type="checkbox"/> Contractor is on the MRSC Roster - City of Spokane<br/> <input checked="" type="checkbox"/> UBI: 603-424-691    Business license expiration date:         </div> <div> <input type="checkbox"/> W-9 (for new contractors/consultants/vendors)<br/> <input type="checkbox"/> ACH Forms (for new contractors/consultants/vendors)<br/> <input checked="" type="checkbox"/> Insurance Certificate (min. \$1 million in General Liability)         </div> </div> |                                                                                                                                                                              |                                                    |                                            |



## AMENDMENT TO TICKETING SERVICES AGREEMENT

This Amendment to the Ticketing Services Agreement (the "Amendment") is entered into and effective as of the date of last signature below (the "Effective Date"), by and among AXS Group LLC, a Delaware limited liability company ("AXS") and the City of Spokane, a Washington state municipality ("Client"), with reference to the following facts:

WHEREAS, AXS and Client entered into that certain Ticketing Services Agreement effective June 23, 2017 (the "Agreement") whereby Client appointed AXS as its exclusive agent for providing ticketing and other services to the public with respect to all Event(s) scheduled or presented at the Venue and AXS agreed to provide certain systems and services to Client, all upon the terms and conditions set forth in the Agreement;

WHEREAS, as of the Effective Date, AXS and Client desire to amend the Agreement to (i) amend the Term of the Agreement, (ii) amend terms with respect to the Events covered under the terms of the Agreement, (iii) update the Address for Notices section of the Agreement, (iv) incorporate new terms to Attachment B of the Agreement, with respect to: fees payable to AXS for sales of tickets to Community Events (as defined below), AXS Premium Tickets, Resale Ticket sold through the AXS Platform, (v) amend the Standard Mail and Will Call Fee set forth in Attachment B, and (vi) amend the Credit Card Processing terms set forth in Attachment B of the Agreement, all in the manner set forth herein.

NOW, THEREFORE, in consideration of the mutual promises and covenants set forth herein and as of the Effective Date, the parties hereby agree as follows:

1. Definitions. Capitalized terms used herein but not defined herein shall have the meaning ascribed such terms in the Agreement. Any reference in the Agreement to "Flash" shall be replaced with "AXS Mobile ID". In addition, the following new definitions are hereby added to the Agreement.

(a) "AXS Premium" means preferential ticket inventory designated with a distinct offer type (differentiated from Standard Tickets) on the Event and are designated to be sold at market prices dynamically determined in response to market demand which are sold at a premium face value, above the price of Standard Tickets.

(b) "Community Events" shall mean Events organized specifically for the benefit and engagement of the local community (e.g. cultural festivals, heritage celebrations, dance exhibitions, farmers markets, craft fairs, artisan events, educational workshops, public forums, charity fundraisers, volunteer fairs or service projects)."

(c) "Gross Transaction Amount" means the total, aggregate dollar amount charged to the customer for the ticket or other item sold on the AXS Platform, but excluding taxes.

(d) "Inside Charge" means a charge or fee that is included within the price of the item or Ticket or package price that is charged to the customer but is not separately broken out or displayed to the customer, which is deducted out of such price.

(e) "Net Fees" refers to the net amount of service fees or convenience fees to be shared by AXS and Client in the percentage amounts set forth below, after deduction of the

Payment Administration Fee (as defined in Section 7 below) and any minimum AXS fee owing to AXS.

(f) “Outside Charge” means a fee that is charged on top of or outside of the base or face price of a ticket sold on the AXS Platform.

(g) “Resale Tickets” means tickets to Client’s Events that are listed for resale by customers on the AXS Platform, the service fees for which AXS will share with Client pursuant to the percentages set forth below.

(h) “Standard Tickets” means regular, non-preferential ticket inventory sold on the AXS Platform.

2. Term. The Term of the Agreement as set forth in Section 1, shall be extended through and including December 31, 2026 (the “Term”). All other terms set forth in Section 1 shall remain as is.

3. Events. The definition of “Events”, as set forth in the Agreement shall be amended such that only events held at the space currently known as the Gesa Credit Union Pavillion at the Venue shall be included within the definition of Events covered under the terms of the Agreement. All other events held in spaces other than at the Gesa Credit Union Pavillion, shall be defined as “Excluded Event(s)” under the Agreement, and AXS may provide ticketing services for Excluded Event(s) on a non-exclusive basis, upon the written request by Client, at least ten (10) business days prior to the on sale of such Excluded Event(s), otherwise, AXS shall have no obligations to Client with respect to the Excluded Events.

4. Address for Notices. Notices to AXS as set forth in Section 9 of the Agreement shall be amended as follows:

“If Notice to AXS:  
AXS Group LLC  
110 E. 9<sup>th</sup> Street, Suite B800  
Los Angeles, CA 90079  
Attn: Legal Department  
Email: **legal@axs.com**”

5. Community Events. Section 1 of Attachment B to the Agreement shall be amended to incorporate the following:

“Community Events. For sales of tickets to Community Events sold on the AXS Platform, AXS shall receive a fee of \$1.50 per ticket.”

6. Additional Ticket Types. Section 1 of Attachment B to the Agreement shall be amended to incorporate the following additional ticket types and the respective revenue sharing terms:

| <b>Ticket Type</b>     | <b>Standard Rate<br/>(charged to<br/>customers)</b>                                                        | <b>AXS Fee/Share</b> | <b>Client’s Share</b> |
|------------------------|------------------------------------------------------------------------------------------------------------|----------------------|-----------------------|
| AXS Premium<br>Tickets | Outside Charge:<br>18% of the final<br>AXS Premium<br>selling price<br><br>Inside Charge: 5%<br>of the AXS | 60% of Net Fees      | 40% of Net Fees       |

|                |                                                                                                                                                                             |                 |                 |
|----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|-----------------|
|                | Premium selling price                                                                                                                                                       |                 |                 |
| Resale Tickets | <p>Seller Fee: 7.5% of the Resale Ticket price is charged to Ticket seller as an Inside Charge</p> <p>Buyer Fee: 25% of the Resale Ticket price is charged to the buyer</p> | 60% of Net Fees | 40% of Net Fees |

For avoidance of doubt, except as expressly modified in Section 5 and 6 and this Amendment, all other terms set forth in Section 1 of Attachment B of the Agreement shall remain as is.

7. Delivery and Will Call Fee. The Standard Mail Fee and Will Call Fee as set forth in Section 2 of Attachment B of the Agreement shall be deleted and amended as follows:

“For delivery of tickets via standard USPS mail fulfilled by AXS, AXS shall charge a fee of \$6.00 per order. For delivery of tickets via will call AXS shall charge a fee of \$6.00 per order, which fee shall be payable to Client.”

8. Payment Processing. Section 3(a) of the Agreement shall be deleted in its entirety and replaced as follows:

“Sales Made by AXS. For all sales of tickets to Client’s Events on AXS channels processed through AXS merchant accounts (including internet and mobile sales), AXS shall collect all transaction proceeds and shall deposit such proceeds into an account maintained by AXS, including any sales taxes owed and due. AXS will provide Client, and any resale sellers who sell tickets to Client’s Events on the AXS Platform, with payment services for such sales, including use of AXS’s merchant account, processing of credit card, debit card, digital wallets, and other payment types (e.g., PayPal) accepted on the AXS Platform, fraud reduction, and fraud-related chargeback challenge administration services in exchange for a processing, chargeback and payment administration fee in the amount of three and one tenth percent (3.1%) of the Gross Transaction Amount processed by an AXS merchant account for primary sales and three and a half percent (3.5%) of the Gross Transaction Amount processed by an AXS merchant for Resale Tickets (the “Payment Administration Fee”). Payment Administration Fees compensate AXS for merchant bank fees, gateway fees, and any other fee associated with the merchant accounts or processing of payments by AXS for transactions relative to Client’s Events pursuant to this Agreement, including the costs of disputing chargebacks and assuming the risk of loss on chargebacks for sales via the AXS merchant account.”

9. Ratification. In the event a conflict arises between this Amendment and the terms and conditions of the Agreement, the terms and conditions of this Amendment shall control. Except as specifically set forth herein to the contrary, all of the terms and conditions of the Agreement, are in full force and effect, shall continue in full force and effect throughout the Term and are hereby ratified and confirmed by the parties.

[Signature page continues on next page]

[Signature page to Amendment to Ticketing Services Agreement]

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the Effective Date set forth above.

**AXS GROUP LLC**

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

Name: \_\_\_\_\_

Its: \_\_\_\_\_

**CITY OF SPOKANE**

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

Name: \_\_\_\_\_

Its: \_\_\_\_\_