

Proposed 3rd Amendment to Seattle Rep Facility Use and Occupancy Agreement

Background: Seattle Rep at Seattle Center

- Founded in 1963, Seattle Rep is one of the oldest resident organizations on the Seattle Center campus. The Bagley Wright Theatre was the first new facility constructed on the campus since the 1962 World's Fair, and the first public/private partnership undertaken by Seattle Center.
- Seattle Rep, whose vision is theater at the heart of public life, collaborates with artists to produce nationally recognized productions, programs and audience enrichment and engagement opportunities. They elevate and amplify the voices of artists and activists who have long been engaged in the fight for justice.
- COVID-19 has created economic challenges for The Rep, causing them to reduce staff and operating expenses and cancel their 2020/21 performance schedule. They have continued working offstage and online, providing virtual programs and youth acting classes. Like the rest of the Seattle arts community, Seattle Rep faces uncertainty around when they will be able to hold in-person performances.



3rd Amendment to Seattle Rep Facility Use and Occupancy Agreement

- The legislation authorizes the Seattle Center Director to execute the Third Amendment to the Facility Use and Occupancy Agreement between Seattle Repertory Theater (Seattle Rep/SRT) and the City regarding the use of the Bagley Wright Theatre.
- This legislation will help SRT respond to the economic challenges they are facing due to COVID-19.
- It will remove the obligation for SRT to make their 2019 (\$170,571) and 2020 (\$174,836) fiscal year contributions to the SRT Replacement Trust Fund.
- It will also allow SRT to draw on existing SRT Replacement Trust funds, which are solely designated for replacement, maintenance, and repair of the Bagley Wright Theatre, for operating expenses if necessary. This temporary condition will extend through June 30, 2022, or such later date as may be agreed upon between SRT and the Seattle Center Director.

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- The trust fund belongs to Seattle Rep (SRT) and is managed by them in cooperation with the City. No City money is being used due to this amendment.
- SRT will be required to maintain a minimum balance of \$160,000 in the Fund which currently has a balance of \$860,000.
- SRT will be required to reimburse the Fund for any funds used for operating purposes, but if they are financially unable to do so, to reimburse an amount mutually agreed upon by SRT and the Seattle Center Director.
- Upon expiration of the current agreement from 1996, if there is a new use agreement with SRT then the new agreement will include a schedule of maintenance contributions by SRT taking into consideration the amount of unreimbursed withdrawals from the Fund.