

BOBBY JINDAL
GOVERNOR



ANGELE DAVIS
COMMISSIONER OF ADMINISTRATION

State of Louisiana
Division of Administration
Office of Contractual Review

April 13, 2009

Ms. Beth Courtney
Executive Director
Louisiana Public Broadcasting
7733 Perkins Road
Baton Rouge, LA 70810

Dear Ms. Courtney:

Enclosed are approved copies of the following cooperative endeavor agreement, received in our office on January 26, 2009. This agreement is being approved under the authority of Executive Order BJ 2008-29, issued August 5, 2008.

Louisiana Public Broadcasting

OCR# 662-900050

CFMS# 674403

Friends Of WWOZ, Inc.

The OCR and CFMS numbers preceding the cooperative party's name has been assigned by this office and are used as identification for this cooperative endeavor. The CFMS number is the system assigned number for the ISIS Contract Financial Management System. Please use these numbers when referring to the cooperative endeavor in any future correspondence or amendment(s).

We appreciate your continued cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read "Susan H. Smith".

Susan H. Smith
Director

SHS/cg

Enclosure

662-900030
674403

STATE OF LOUISIANA

COOPERATIVE ENDEAVOR AGREEMENT

THIS COOPERATIVE ENDEAVOR, made and entered into this 6th day of August, 2008 by and between The Louisiana Educational Television Authority of the State of Louisiana, hereinafter referred to as "LETA" and WWOZ-FM officially domiciled at French Market Building, 1008 N. Peters, New Orleans, LA, 70116, hereinafter referred to as "WWOZ".

WITNESSETH:

WHEREAS, Article VII, Section 14(c) of the Constitution of the State of Louisiana provides that "for a public purpose, the state and its political subdivisions . . . may engage in cooperative endeavors with each other . . . ;" and

WHEREAS, LETA desires to cooperate with WWOZ in the implementation of the Scope of Services as hereinafter provided; and

WHEREAS, the public purpose is described as:
The support of public radio broadcasts for the citizens of the State of Louisiana, including the use of such broadcasts for instructional, educational, and cultural purposes, in accordance with the requirements of the station as a public broadcasting entity licensed by the Federal Communications Commission;

NOW THEREFORE, in consideration of the mutual covenants herein contained, the parties hereto agree as follows:

Scope of Services

WWOZ hereby agrees to the following:

- To certify to LETA in writing that all funds received under this Agreement shall be used for the support of public broadcasting; (Attachment A)
- To provide to LETA an initial budget describing the proposed use of the funds, including narrative descriptions of goals/objectives; such initial budget shall be provided to LETA prior to any distribution of funds; (Attachment B)
- To cooperate with LETA in the broadcasting of programs such as hurricane / emergency preparedness information, news / public affairs, and related programs that are deemed to be "in the public interest;"
- To issue two written reports to LETA; the first report shall be due during the month of December 2008, prior to December 31, 2008; and the second report shall be due during the month of June 2009, prior to June 30, 2009; the first report shall detail any expenditure of funds since their dispersal up to the reporting date and any proposed changes and/or

- modifications to the initial budget; the second report shall be an annual summary of the use of the funds; and
- To return any funds not expended prior to June 30, 2009.

Payment Terms

In consideration of the services described above, **LETA** hereby agrees to provide State General Fund dollars appropriated to **LETA** for distribution to **WVOZ** in the amount of \$14,286. Funds shall be distributed as follows:

- \$7,143.00 upon receipt of the certification and initial budget;
- \$7,143.00 upon receipt of the December 31, 2008, report.;

Should **LETA** determine that the State General Fund dollars have not been used in accordance with specific goals and objectives for said funds, **LETA** must demand that any unexpended funds be returned to the State Treasury unless approval to retain the funds is obtained from the Division of Administration and the joint Legislative Committee on the Budget.

Taxes

WVOZ hereby agrees that the responsibility for payment of taxes from the funds thus received under this Contract and/or legislative appropriation shall be **WVOZ's** obligation and identified under federal tax identification number 58-1702220 (*tax id number*).

Termination Clause

LETA may terminate this Agreement for cause based upon the failure of **WVOZ** to comply with the terms and/or conditions of the Agreement; provided that **LETA** shall give **WVOZ** written notice specifying **WVOZ's** failure. If within thirty (30) days after receipt of such notice, **WVOZ** shall not have either corrected such failure or, in the case of failure which cannot be corrected in thirty (30) days, begun in good faith and thereafter proceeded diligently to complete such correction, then **LETA** may, at its option, place **WVOZ** in default and the Agreement shall terminate on the date specified in such notice. **WVOZ** may exercise any rights available to it under Louisiana law to terminate for cause upon the failure of **LETA** to comply with the terms and conditions of this Agreement; provided that **WVOZ** shall give **LETA** written notice specifying **LETA's** failure and a reasonable opportunity for **LETA** to cure the defect.

Auditors Clause

It is hereby agreed that the Legislative Auditor of the State of Louisiana and/or the Office of the Governor, Division of Administration auditors shall have the option of auditing all accounts of **WWOZ** which relate to this Agreement.

Term of Contract

This contract shall begin on July 1, 2008 and shall terminate on June 30, 2009.

Fiscal Funding

The continuation of this Agreement is contingent upon the appropriation of funds to fulfill the requirements of the Agreement by the Legislature. If the Legislature fails to appropriate sufficient monies to provide for the continuation of the Agreement, or if such appropriation is reduced by the veto of the Governor or by any means provided in the Appropriations Act to prevent the total appropriation for the year from exceeding revenues for that year, or for any other lawful purpose, and the effect of such reduction is to provide insufficient monies for the continuation of the Agreement, the Agreement shall terminate and/or the amount of the Agreement reduced to the level then available.

Discrimination Clause

WWOZ agrees to abide by the requirements of the following as applicable: Title VI and VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, Federal Executive Order 11246, the Federal Rehabilitation Act of 1973, as amended, the Vietnam Era Veteran's Readjustment Assistance Act of 1974, Title IX of the Education Amendments of 1972, the Age Act of 1975, and contractor agrees to abide by the requirements of the Americans with Disabilities Act of 1990.

WWOZ agrees not to discriminate in its employment practices, and will render services under this contract without regard to race, color, religion, sex, sexual orientation, national origin, veteran status, political affiliation, disabilities.

Any act of discrimination committed by **WWOZ**, or failure to comply with these statutory obligations when applicable shall be grounds for termination of this contract.

THUS DONE AND SIGNED AT Baton Rouge, Louisiana on the day, month and year first written above.

IN WITNESS WHEREOF, the parties have executed this Agreement as of this day of December 23, 2009.

WITNESSES SIGNATURES:

LETA SIGNATURE:

[Signature]

By: [Signature]

Jeanne Baudist

Title: Executive Director

WITNESSES SIGNATURES:

Contracting Party SIGNATURE:

[Signature]
George Brantley

By: [Signature]

Title: General Manager

APPROVED
Office of the Governor
Office of Contractual Review

APR 13 2009

[Signature]
DIRECTOR

ATTACHMENT A

Certification that Funds Shall be Used for the Support of
Public Broadcasting

THE SOUNDS OF NEW ORLEANS
WWOZ
90.7 FM

January 21, 2009

Joanne Gaudet
Director of Business Services
Louisiana Educational Television Authority
Louisiana Public Broadcasting
7733 Perkins Road
Baton Rouge, LA 70810

Re: 2007-2008 LETA Allocation to WWOZ
Documentation for Support of Public Broadcasting and Signatory Authority
Friends of WWOZ, Inc. (Station WWOZ-FM)
PO Box 51840
New Orleans, LA 70151

Dear Ms. Gaudet,

WWOZ is grateful to the Louisiana Educational Television Authority for operating support for Fiscal Year 2007-2008. We are proud to share with you our accomplishments for this funding period.

WWOZ produces its original programming with music, live interviews, music calendars, community notebook listings and public service announcements twenty-four hours a day. WWOZ continues to expand its programming impact by featuring activities at three preeminent cultural events. Each of the three musical experiences is unique and celebrates diverse aspects of southern Louisiana culture:

The New Orleans Jazz & Heritage Festival (Jazz Fest) is Louisiana's largest, most prominent musical event, held at the New Orleans Fairgrounds in tents and on open stages. Many musicians and bands are local to the area, headlining alongside major artists from throughout the nation, celebrating the city's legacy as the birthplace of jazz, one of America's few native art forms.

WWOZ-FM COMMUNITY RADIO
1008 N. PETERS • NEW ORLEANS, LOUISIANA 70116
STUDIO (504) 568-1238 • OFFICE (504) 568-1239
WWW.WWOZ.ORG

THE SOUNDS OF NEW ORLEANS
WWOZ
90.7 FM

WWOZ's Piano Night is a tradition among New Orleans music lovers and loyal fans from all over the world. Held each year on the Monday night between the two New Orleans Jazz & Heritage Festival weekends, Piano Night honors and extends the great New Orleans piano tradition stemming from Jelly Roll Morton and his contemporaries in the earliest days of the development of jazz. The annual celebration is the convocation of our greatest contemporary piano players who come together to rejoice in the sounds of New Orleans. This self-produced, ticketed event, which raises funds for WWOZ's operations, is held at the House of Blues in the French Quarter. Musical acts are featured simultaneously on two different stages; one stage has full complement back-up band, and the other is a stage for soloists.

WWOZ Presents New Orleans LIVE. For this project, a total of fifty-five hours of recordings were collected by WWOZ staff, contract workers, and volunteers. At French Quarter Fest, WWOZ recorded over three days a total of fifteen hours. At the New Orleans Jazz & Heritage Festival, WWOZ recorded for six days over two weekends at ten different stages, collecting twenty-eight hours of raw material. At WWOZ's Piano Night, WWOZ collected a total of twelve hours of recording time—six hours each from two different stages.

The dates for the musical events for the previous and upcoming years are:

French Quarter Festival	Jazz & Heritage Festival	WWOZ Piano Night
April 11-13, 2007	April 27-29, 2007; May 4-6, 2007	April 30, 2007
	April 25-27, 2008; May 2-4, 2008	April 28, 2008
	April 24-26, 2009; April 30-May 3, 2009	April 27, 2009

Live, in-studio broadcasts for the 2007/2008 fiscal year included:

- August 16 - Burke Ingraffia
- August 21 - Paul Sanchez
- August 22 - Nick Sanders Quartet
- August 28 - Max Moran and Joe Dyson
- August 30 - EOE (Equal Opportunity Employee) Band
- August 31 - Mike Dillon
- September 27 - Twangorama
- October 8 - Leroy Jones with Todd Duke, The Underdawks, EOE
- October 9 - Vivaz, New Wave Brass Band, New Orleans Rhythm Company, Hart McNee, Midnight Streetcar
- October 10 - Mark Mullins and Craig Klein, Mother Tongue, Courtyard Kings, Blooz Therapy
- October 11 - Vivaz, Wahsboard Chaz, Hot 8, Marva Wright
- October 12 - David Doucet (Beausoleil), Anders Osborne, Rockie Charles, Yadonna West

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- October 13 - Otra
- October 14 - Desota Street, Spencer Bohren, Sean Jones
- October 15 - Sam Cammarata, Joe Cool
- October 16 - Irma Thomas, Doreen Kitchens, Harold Batiste and Jesse McBride
- October 17 - Chief Doucet, Rotary Downs, Big Daddy-O, Atlanta Blues Band
- October 18 - Anais St John, Hot 8 Brass Band, Big Sam's Funky Nation, Derrick Freedman, Larry Willis, Michael Skinkus
- October 19 - Anders Osborne, Jason Isaac (Afroskull)
- December 14 - Bill Whorton, "The Sauce Boss"
- December 14 - Anders Osborne
- December 17 - NOCCA Jazz Seniors
- December 17 - Gregory Thompson
- December 21 - Theryl "Houseman" DeClouet
- January 9 - Michael Skinkus
- March 3 - Ed Anderson and the Dillard Jazz Ensemble
- March 5 - Jimmy Bolero (Jimmybean)
- March 6 - Loose Marbles Traditional Jazz Band, EOE, Bill Summers
- March 7 - Hot Club of New Orleans, Little Freddie King, Greg Thompson
- March 8 - Otra
- March 9 - John Bayou Deville, Deacon John
- March 10 - Shannon Powell
- March 11 - Reeko, Eddie Bo, Midnight Streetcar
- March 12 - Clint Maedgen, Ernie Vincent
- March 13 - Treme Brass Band, Trombone Shorty with Kermit Ruffins

Live remote broadcasts for the 2007/2008 fiscal year included:

- July 8 - Arlee Leonard with Larry Sieberth at Snug Harbor
- August 3-5 - Telluride Jazz Celebration
- August 4-5 - Satchmo Fest
- September 1-3 - Detroit Music Festival
- September 9 - Ocean Beach Jazz Festival
- October 26-28 - Voodoo Fest
- November 10 - Festival Latina
- November 15 - Thelonius Monk Institute Ensemble at Snug Harbor
- November 15-18 - Blue Bay Jazz Fest, Frederiksted, St Croix
- November 20 - Fulton Street Live CD Release Party at Club
- November 24 - Tab Benoit at Rock 'n' Bowl

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THE SOUNDS OF NEW ORLEANS

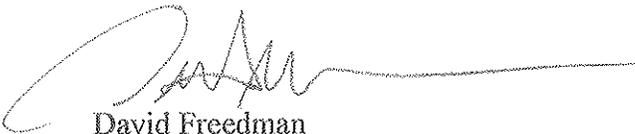
WWOZ 90.7 FM

- December 27 - Victor Goines, Wycliffe Gordon, Herlin Riley, Larry Sieberth, Roland Guerin at Snug Harbor
- December 30 - Bill Solley and Kim Prevost at Royal Sonesta
- February 19 - Glenn David Andrews at Rock 'n Bowl
- February 20 - Barbara Short at Club 528
- February 21 - Luther Kent at Club 528
- April 20 - Kermit Ruffins and his Barbeque Swingers at the Dew Drop Inn; event for the Louisiana Landmarks Society and the Pitot House Museum at the Pitot House.
- April 25 - Tab Benoit at Rock n' Bowl
- April 25 - Dr. Lonnie Smith at Blue Nile
- April 28 - WWOZ Piano Night at the House of Blues
- April 30 - Kermit Ruffins & his Barbeque Swingers at Sidney's Saloon
- May 3 - Toubab Krewe, Menwar at Blue Nile
- May 23-24 - Bayou Boogaloo Festival
- June 13-14 - Bonnaroo Music Festival in Manchester, Tennessee

Please find attached a budget proposed to the Louisiana Educational Television Authority. The funds projected will be expended in the manner outlined in this proposed budget.

The Louisiana Educational Television Authority and Louisiana Public Broadcasting are key partners in WWOZ's ongoing contribution in sharing the culture and music of New Orleans regionally and around the world. On behalf of those who love this rich cultural tapestry and seek to promote the cultural heritage and living musical traditions of the region, we thank you for your partnership.

Sincerely,



David Freedman
General Manager

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1008 N. PETERS • NEW ORLEANS, LOUISIANA 70116
STUDIO (504) 568-1238 • OFFICE (504) 568-1239
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ATTACHMENT B

Initial Budget and Narrative

Budget Summary Review
FYE09

1/21/2009 17:02

Account	Account Name	Approved Budget FYE09
INCOME		
	FFS Federal Funding Sources	263,726
	41011 Corporation for Public Broadcasting	263,726
	NFFS Non-Federally Funded Sources	3,450,300
	FY09 Private Grants	
	State & Local Agencies	30,000
	Membership	1,500,000
	Underwriting & Dev.	100,000
R	Jazz Fest Grant	1,200,000
	New Orleans Jazz & Heritage Foundation	236,000
	Development	316,300
	Benefit Events	65,000
	4810 Private Contributions	4,000
	NNFFS Non-Non Federally Funded Sources	133,000

Total Income 3,847,026

EXPENSE		
	Programming	148,048
	Wages	102,376
	Benefits	30,842
	Staff Development	850
	Contracted Labor	-
	Professional Services	
	Information Technology-support	-
	Operations	13,584
	Postage & Shipping	397
	Broadcast/Engineering	296,626
	Wages	120,039
	Benefits	24,264
	Staff Development	-
	Contracted Labor	9,052
	Professional Services	47,916
	Operations	35,176
	Mobile Trucks	19,003
	Information Technology-support	3,286
	Insurance, Permits, & Lic	37,900
	Postage & Shipping	-
	Website Expense	330,857
	General & Admin. Expenses	298,058
	Wages	161,821
	Benefits	32,690
	Staff Development	9,000
	Contracted Labor	6,000
	Professional Services	42,606
	Operations	34,309
	Information Technology-support	1,632
	Insurance	10,000
	Postage & Shipping	-

Budget Summary Review
FYE09

Account	Account Name	Approved Budget FYE09
Membership		202,522
	Wages	56,999
	Benefits	15,792
	Staff Development	7,693
	Contracted Labor	11,450
	Professional Services	49,092
	Operations	58,523
	Information Technology-support	-
	Postage & Shipping	21,038
Program Services - Membership Incentives		37,224
	Incentives	37,224
Event Membership		680,250
	Jazz Fest	646,500
	Hospitality Area	33,750
Underwriting		51,393
	Wages	35,762
	Benefits	8,385
	Staff Development	-
	Contracted Labor	-
	Research	4,257
	Operations	2,989
	Postage & Shipping	-
Development / Fundraising		80,514
	Professional Services	39,128
	Staff Development	-
	Fundraising Event	30,000
	<i>FY09</i> Operations	3,200
	Printing & Postage	8,286
Organizational Activities		7,087
Professional Organizations		14,515
National Production		255,987
	<i>FY09</i> New Orleans All The Way Live	150,000
	N.O. Jazz & Heritage Fest	72,200
	Telluride	4,652
	Bonaroo	6,000
	<i>FY09</i> DNC	21,635
	Detroit	-
	St. Croix	-
	San Diego /Ocean Beach	1,500
	NOJHF Events	-
	St. Croix	-
	Memphis	10,000
Local Production		12,250
Live Remote Broadcast		- 12,381
	French Quarter Fest	-
	Bayou Boogaioo	652
	Voodoo Fest	6,114
	Satchmo Fest	2,615
	Broadcast of Piano Night	3,000

Budget Summary Review
FYE09

Account	Account Name	Approved Budget FYE09
	Broadcast Other	-
Special Events		53,163
	French Market/Fresh Music	-
	Mango Freeze	53,163
	Cups	4,764
Special Projects		19,218
	<i>FY09</i> Music Hood	-
	Swamp Shop	19,218
Promotion /Marketing		23,038
	Hospitality Events	9,538
	Marketing	13,500
Festival Expenses		1,200,000
	N.O Jazz Heritage Fest	1,200,000
Library		-
Archive Project		-
Total Expenses		3,723,330
Surplus/(Deficit)		123,696

ATTACHMENT C

Authorization of Signatory

THE SOUNDS OF NEW ORLEANS
WWOZ
90.7 FM

January 21, 2009

Joanne Gaudet
Director of Business Services
Louisiana Educational Television Authority
Louisiana Public Broadcasting
7733 Perkins Road
Baton Rouge, LA 70810

Re: 2007-2008 LETA Allocation to WWOZ
Documentation for Support of Public Broadcasting and Signatory Authority
Friends of WWOZ, Inc. (Station WWOZ-FM)
PO Box 51840
New Orleans, LA 70151

Dear Ms. Gaudet,

With respect to the above-referenced grant, we hereby certify the following:

- That Friends of WWOZ, Inc. (WWOZ) remains an eligible entity for the FY 2007-2008 Louisiana Educational Television Authority (LETA) Allocation
- That WWOZ will use all funds granted by LETA in support of public broadcasting.
- That Friends of WWOZ, Inc. operates as a 501(c)3 organization.
- That David Freedman, General Manager, WWOZ, is authorized by the governing board of Friends of WWOZ, Inc. to sign contracts and agreements on behalf of the board.
- That Friends of WWOZ, Inc. will comply with all the terms and conditions of the grant.

Thank you for your interest and continuing support.

Sincerely,



David Freedman
General Manager

WWOZ-FM COMMUNITY RADIO
1008 N. PETERS • NEW ORLEANS, LOUISIANA 70116
STUDIO (504) 568-1238 • OFFICE (504) 568-1239
WWW.WWOZ.ORG

Internal Revenue Service

Date: June 1, 2007

FRIENDS OF WWOZ INC
PO BOX 51840
NEW ORLEANS LA 70151-1840

Department of the Treasury
P. O. Box 2508
Cincinnati, OH 45201

Person to Contact:
Paul Perry 31-07423
Customer Service Representative
Toll Free Telephone Number:
877-829-5500
Federal Identification Number:
58-1702220

Dear Sir or Madam:

This is in response to your request of June 1, 2007, regarding your organization's tax-exempt status.

In April 1987 we issued a determination letter that recognized your organization as exempt from federal income tax. Our records indicate that your organization is currently exempt under section 501(c)(3) of the Internal Revenue Code.

Our records indicate that your organization is also classified as a public charity under section 509(a)(3) of the Internal Revenue Code.

Our records indicate that contributions to your organization are deductible under section 170 of the Code, and that you are qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Internal Revenue Code.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely,



Michele M. Sullivan, Oper. Mgr.
Accounts Management Operations 1



LOUISIANA PUBLIC BROADCASTING

7733 Perkins Road, Baton Rouge, LA 70810 • (225) 767-5660 • www.lpb.org

January 26, 2009

Ms. Susan Smith
Director
Office of Contractual Review
Division of Administration
P.O. Box 94095
Baton Rouge, Louisiana 70804-9095

RE: Justification for late contract submittal for WWOZ-FM

Dear Ms. Smith:

The above referenced contract with WWOZ-FM for the purpose of providing support to public radio broadcasts for the citizens of Louisiana as required in LA. R.S. 17:2507(b) was submitted late because WWOZ-FM did not return the signed copy of the contract to LETA in a timely manner due to the devastation and disruption of normal business attributable to Hurricanes Gustav and Ike.

Your approval of this contract is appreciated. If any additional information is necessary, please call.

Sincerely,

Joanne Gaudet
Director Business Services
Louisiana Educational Television Authority
jgaudet@lpb.org
225-767-4270