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OFFICE OF THE CITY CLERK  
OAKLAND

2012 JUN 28 PM 12:47

# AGENDA REPORT

TO: DEANNA J. SANTANA  
CITY ADMINISTRATOR

FROM: Fred Blackwell

SUBJECT: Lakeside Green Street Project  
Public Art Contract

DATE: June 12, 2012

City Administrator  
Approval

*Deanna Santana*

Date

6/20/12

COUNCIL DISTRICT: 6 and 7

## RECOMMENDATION

Staff recommends that the City Council:

Adopt A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Artist To Be Named By The Public Art Advisory Committee For Public Art Design, Fabrication And Installation Services For the Measure DD Lakeside Green Streets Project In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) In Measure DD Series B Bond Funds, Without Returning To City Council.

## OUTCOME

Passage of this Resolution will allow the City Administrator, without returning to City Council, to execute a Professional Services Agreement with an artist to be named by the Public Art Advisory Committee to develop a public art project to be integrated into the Measure DD Lakeside Green Streets Project. The public art project will enhance the capital improvement project and will contribute to the revitalization of the open space and pathways in the redeveloped project area including Snow Park and adjacent Lake Merritt shoreline.

## BACKGROUND/LEGISLATIVE HISTORY

The City of Oakland's Public Art Ordinance requires that City of Oakland capital improvement project budgets include a 1.5% allocation to commission or purchase public art for incorporation into the underlying capital project. Every year, Public Art Program staff prepares a Public Art Projects Plan consisting of a prioritized list of visual arts projects to be undertaken in the coming year, including budgets and recommended site and design approaches. Public art projects are

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funded by 1.5% of the budget of eligible capital projects, including those funded by eligible grants and bond proceeds.

In summer 2011, Public Art staff distributed a Request for Qualifications (RFQ) to Oakland and Bay Area artists, inviting submittals for inclusion in a pre-qualified pool of artists to be considered for various upcoming City of Oakland public art projects. A diverse group of 129 local artists working in various media submitted their qualifications, and a peer panel of Oakland arts professionals selected 72 finalists to include in the 2011-12 pre-qualified artists pool. On October 3, 2011, the City of Oakland's Public Art Advisory Committee approved the pre-qualified pool of 72 artists. The list of artists certified as eligible to receive the contract for the project herein named is included as *Attachment A*.

Finalists were selected based on the following criteria:

- Professional and artistic qualifications and standards of excellence in innovation, creativity and originality as demonstrated in materials submitted;
- Appropriateness of applicant's medium and style for prospective projects;
- Previous public art experience, including familiarity with public agencies, the public review process and/or previous collaboration with local government and/or nonprofit groups;
- Demonstrated ability to undertake and successfully execute work in accordance with a proposed construction schedule, in a professional manner and within the project budget.

For the Measure DD Lakeside Green Streets public art project, a panel composed of neighborhood and community representatives will review a shortlist of qualified artists from the pre-qualified pool. In addition, community members are invited to nominate additional local artists to be considered. The selected artist and his/her design proposal for the Lakeside Green Streets public art project must be reviewed and approved by the Public Art Advisory Committee before fabrication and installation of the artwork can proceed.

The Lakeside Green Streets Project will reconfigure the intersection of Lakeside Drive, 20<sup>th</sup> Street, and Harrison Street to increase park space and improve connections between Snow Park and Lake Merritt shoreline open space. Traffic lanes will be realigned and modified, and a new southbound bike lane added. For walkers and runners, the existing trail adjacent to Lake Merritt will be improved, and the project will also include a pedestrian promenade lined with canopy trees intersecting the expanded Snow Park.

Public art will be a significant component of the Lakeside Green Streets Project. The selected artist will collaborate with the project landscape architect to ensure that the public art project is well integrated with overall project design in order to enhance the experience of pedestrian and bicyclist users of this enhanced public space.

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## ANALYSIS

The City of Oakland Public Art Ordinance (No. 11086 C.M.S.) is the basis for the allocation of funds for public art as a component of Measure DD Bond capital projects. The Lakeside Green Streets public art project will be integrated into the design and construction of the underlying capital project. Time is of the essence, as design of this capital project is at 90% completion at the time of this report. Construction is scheduled to begin in early 2013. Integrated artwork design must commence as soon as possible to maximize construction cost savings.

## PUBLIC OUTREACH/INTEREST

The call for artists RFQ was widely distributed to thousands of artists in Oakland and the Bay Area and advertised through regional and national artist opportunity websites. The selection panel met in public session and the list of pre-qualified finalist artists was approved in October 2011 by the Public Art Advisory Committee. Community and Measure DD Coalition representatives will participate in the final artist selection panel for the public art component of the Lakeside Green Streets project, and their recommendation will be forwarded to the Public Art Advisory Committee for approval.

## COORDINATION

The City Attorney's Office and the Budget Office have been consulted in the preparation of this report and resolution. The City of Oakland Public Art Advisory Committee has also been consulted in the review process and has approved the list of artists to be considered for this project.

## COST SUMMARY/IMPLICATIONS

The public art project budget for the Lakeside Green Streets Project is an amount not to exceed \$200,000. The funds for the project are derived from the 1.5% allocation reserved for public art from Measure DD: Series B Bond funds.

Artwork maintenance needs will be minimal per the directives given to the project artist, with routine cleaning incorporated into regular maintenance of the park and open space. The cost of any extraordinary maintenance or conservation work to this artwork project will be borne by the Public Art Program's collection maintenance fund.

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1. AMOUNT OF RECOMMENDATION/COST OF PROJECT:	
Total Project Costs – all inclusive	\$200,000
2. COST ELEMENTS OF AGREEMENT/CONTRACT:	
TOTAL AGREEMENT/CONTRACT AMOUNT	\$200,000

SOURCE OF FUNDING: Measure DD: Series B Capital Improvement Bond Fund (5321), Engineering Design Organization (92270), Lake Merritt Art – B Project (C396210), Public Art Program (CE01).

FISCAL IMPACT: No new fiscal impact.

### SUSTAINABLE OPPORTUNITIES

**Economic:** The public artwork integrated into the new Lakeside Green Streets Project will enhance and enrich the visual environment and public use of the reconfigured open space and new amenities at Snow Park between Harrison and 20<sup>th</sup> streets, thereby strengthening the economic value of the surrounding community. The artwork will conceptually support the green design underpinnings of the capital project, which calls for new plantings and rain garden features to capture storm water runoff. A community-based panel will make the final selection of a project artist, drawing from the pre-qualified list of artists approved by the Public Art Advisory Committee for consideration for current public art opportunities with the City of Oakland. The selected artist will be based in Oakland or the Bay Area, and will endeavor to hire Oakland artisans and fabricators for any work they cannot personally execute on this project, to the extent that it is reasonably feasible.

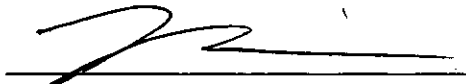
**Environmental:** The public art project described in this report will be permanently sited and will be attached to and/or structurally integrated with the capital project infrastructure. The artwork will have no adverse impact on the public street, green space, or the surrounding community. The artist will be required to fabricate all the elements out of materials suitable for heavy public use in exterior settings, without surfaces, edges or protrusions subject to vandalism.

**Social Equity:** Public artwork will enhance the aesthetic aspects of the Lakeside Green Streets Project, adding to the quality of life for the large numbers of residents, daytime office workers and visitors that will use the newly expanded and reconfigured green space and pathways by the shore of Lake Merritt. The public art will be a permanent integrated element of the Lakeside Green Streets Project. This site-specific artwork will serve as a focal point for community pride and neighborhood identity.

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For questions regarding this report, please contact Steven Huss, Cultural Arts Manager,  
at 238-4949.

Respectfully submitted,



FRED BLACKWELL  
Assistant City Administrator

Reviewed by: Samee Roberts  
Manager, Cultural Arts & Marketing

Prepared by:  
Steven Huss, Cultural Arts Manager  
Cultural Arts & Marketing

ATTACHMENT A: Artist Pool Selected Through Prequalified Process /Approved by Public Art Advisory Committee

First Name	Last Name	First Name Partner	Last Name Partner	City	Medium
Lynne-Rachel	Altman			Oakland	multidisciplinary; tile, concrete, glass, landscaping
Ulrika	Andersson	Michael	Shiloh	Oakland	interactive outdoor sculpture
Juana Alicia	Araiza			Berkeley	murals, pastels
Aileen	Barr			San Francisco	tile ceramics, handout & mosaic
Donna	Billick	Arthur	Gonzalez	Davis	mosaics, terrazzo, sculpture
Michael	Bondi			Richmond	metal sculpture/ gates; blacksmith
Mark	Brest van Kempen			Oakland	multidisciplinary; environment; signage & sculpture
Michael	Brown	David	Cole	Oakland	team; multimedia (metal / LED light sculptures)
Ryan	Carrington			San Jose	installation / sculpture / fabrication
Sonya	Clark-Herrera			East Palo Alto	murals & mosaic
Marion	Coleman			Castro Valley	textiles (translated to permanent materials)
Colette	Crutcher	Mark	Roller	San Francisco	handcut ceramics, mosaic
Susan	Dannenfelser	Kirk	Beck	Lafayette	architectural tile, ceramic outdoor sculpture
Richard	Deutsch			Davenport	large-scale sculpture, metal and stone
Jack	Eastgate			Oakland	murals
Nancy	Elliott	Norman	Moore	Oakland	team; sculpture + representational painting
Sheila	Ghidini			San Francisco	multidisciplinary; site specific art; educator
Todd	Gilens			San Francisco	sculpture / landscape design
Steve	Gillman			Oakland	mixed media / sculpture

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First Name	Last Name	First Name Partner	Last Name Partner	City	Medium
Bill	Gould			San Jose	sculpture / metal / gates + fences
Mark	Grieve	Liana	Spector	Petaluma	team; repurposed materials + bicycle sculptures
Delaine	Hackney			Oakland	mosaic
Mildred	Howard	Poethig	Johanna	Berkeley	team; sculpture, tile, glass, murals, etc.
Gordon	Huether			Napa	glass / mixed media sculpture
Katherine	Keefer			Davis	mixed media / photography
Shona	Kitchen	Ben	Hooker	Mountain View	team; high + low tech interactive; installation
Marilyn	Kuksht	Paul	Cheney	Santa Cruz	team; metal sculpture; fences; fabrication shop
Colin	Lambert	Peter	Adams	Sebastopol	team; sculpture; bas-relief
Alan	Leon			Oakland	murals; representational and abstract paintings
Cork	Marcheschi			San Francisco	sculpture / mixed media / dichroic glass
Anita	Margrill			San Francisco	sculpture / mixed / architecturally integrated
Sue	Mark	Bruce	Douglas	Oakland	team; mixed media; interactive and social engagement
Elyse	Marr	Gavin	Kermode	Orinda	team; design & sculpture; ceramics; bronze
Jetro	Martinez			Oakland	murals, representational
Scape	Martinez			San Jose	murals, graffiti; abstract
Amy	Trachtenberg	Jeffrey	Miller	San Francisco	team; multidisciplinary art & landscape architecture
Estria	Miyashiro	Erin	Yoshioka	Oakland	team; muralist; community + youth involvement
Patricia	Montgomery			Oakland	textiles / murals

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First Name	Last Name	First Name Partner	Last Name Partner	City	Medium
Emmanuel	Montoya			Berkeley	murals, painting
Precita Eyes	Muralists	Susan	Cervantes	San Francisco	team; murals / painted tile
Masayuki	Nagase			Berkeley	sculpture (stone; integrated) / mosaic / tile
Joaquin	Newman	Eduardo	Pineda	Oakland	team; murals; representational / tile / vinyl
Jann	Nunn			Oakland	sculpture / metal / mixed media
Scott	Oliver	Doug	Hellikson	Oakland	team: multidisciplinary, sculpture
Ene	Osteraas-Constable	Scott	Constable	Oakland	team; sculpture / tile / mosaic
Matthew	Passmore	John	Bela	San Francisco	REBAR team; interdisciplinary / sculpture
Emily	Payne			Berkeley	sculpture (wire / various) / painting
Eric	Powell			Berkeley	sculpture; metal; gates
Valerie	Raps			San Jose	sculpture (various media / metal)
Christine	Reed			Oakland	landscape architecture / paintings / prints
Peter	Richards			San Francisco	sculpture (large scale / integrated / freestanding)
Samuel	Rodriguez			San Jose	murals / tile / sculpture; interior + exterior
David	Ruth	Lawrence	Berk	Oakland	team; glass (sculpture + integrated), metal
Jos	Sances	Art	Hazelwood	Berkeley	team; murals / ceramic tile
Joe	Saxe			San Jose	sculpture / painting / freestanding + integrated
Donna	Schumacher	Kim	Anno	San Francisco	team; architect + painter
Owen	Smith			Alameda	murals (transfer to mosaic) / paintings / cast stone



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First Name	Last Name	First Name Partner	Last Name Partner	City	Medium
Kwesi	Soleau-Acquaah	Kevin	Capps	Oakland	team, "Warriors Collective"; murals / sculpture
Vickie Jo	Sowell			Emeryville	sculpture; metal / fencing / ceramics
Arthur	Stern			Benicia	glass (stained / leaded)
Roger	Stoller			Portola Valley	sculpture (freestanding + integrated); metal
Marcia	Stuermer			San Francisco	sculpture (resin / multimedia); integrated
Susanne	Takehara	Xochitl	Guerrero	Oakland	team; "EastSide Mosaics" / mosaic
Kana	Tanaka			Richmond	sculpture/ installation; glass & various media
Pauline	Tolman			Campbell	sculpture, integrated steel
Jill	Turman			Oakland	sculpture/ steel / metal/ fences
Gregg	Valley			Benicia	murals
Fan	Warren			Oakland	paintings / transfer to permanent material
John	Wehrie			Richmond	murals / trompe l'oeil
Daniel	Winterich			Pleasant Hill	sculpture (glass / integrated) / architectural
Erin	Yoshioka	Miguel	Perez	Oakland	"Trust Your Struggle Collective" muralists
Dana	Zed			Oakland	sculpture and architecturally integrated / glass

*M. Morrison*

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# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

Introduced by Councilmember \_\_\_\_\_

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ARTIST TO BE NAMED BY THE PUBLIC ART ADVISORY COMMITTEE FOR PUBLIC ART DESIGN, FABRICATION AND INSTALLATION SERVICES FOR THE LAKESIDE GREEN STREETS PROJECT IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000) IN MEASURE DD SERIES B BOND FUNDS, WITHOUT RETURNING TO CITY COUNCIL**

**WHEREAS**, Measure DD, the Oakland Trust for Clean Water and Safe Parks Fund, includes funding for improvements to Lake Merritt, creeks, the Oakland Estuary, and adjacent parks; and

**WHEREAS**, professional artistic design services are needed to develop a public art component for the Measure DD: Lakeside Green Streets capital improvement project; and

**WHEREAS**, an extensive outreach effort to solicit qualified artist candidates for various City of Oakland public art projects resulted in responses from 129 Bay Area artists; and

**WHEREAS**, in February 1989, the City of Oakland adopted a Public Art Ordinance (No. 11086 C.M.S.) authorizing the allocation of 1.5% of City capital improvement project costs for the commissioning of public artwork; and

**WHEREAS**, it is the intent of the Public Art Ordinance to provide a means for the City to commission artists to create artwork that enlivens, enhances, and enriches the visual environment of the City of Oakland; and

**WHEREAS**, on September 30, 2011, a selection panel of community members, artists, and art professionals, advised by City staff, met to select a pre-qualified list of artists to be considered for various pending public art projects in conjunction with new construction projects of the City of Oakland, including the Measure DD: Lakeside Green Streets Project; and

**WHEREAS**, on October 3, 2011, the Public Art Advisory Committee voted to accept the selection panel's recommendation of the pre-qualified list of 72 Bay Area artists; and

**WHEREAS**, a community-based panel will select from the pre-qualified list the finalist artist to receive the commission to create a permanent work of public art as an integrated element of the Measure DD: Lakeside Green Streets Project, and the finalist artist will be approved by the Public Art Advisory Committee; and

**WHEREAS**, the City of Oakland finds that this contract will be professional in nature and will not result in a loss of employment or salary by any person having permanent status in the competitive service; and

**WHEREAS**, funding for the permanent artwork project in the amount of \$200,000 is available within the Measure DD: Series B Capital Improvement Bond Fund (5321), Engineering Design Organization (92270), Lake Merritt Art – Series B Project (C396210), Public Art Program (CE01); now, therefore, be it

**RESOLVED**, that the City Council hereby authorizes the City Administrator to enter into a professional services agreement with an artist to be named by the Public Art Advisory Committee in an amount not to exceed two hundred thousand dollars (\$200,000) from Measure DD bond funding, without returning to City Council; and be it

**FURTHER RESOLVED**, that the City Administrator is hereby authorized to execute any amendments or modifications of said contract within the limitations of the project specifications; and be it

**FURTHER RESOLVED**, the agreement shall be reviewed and approved by the City Attorney for form and legality prior to execution and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

**AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID**

**NOES -**

**ABSENT -**

**ABSTENTION -**

**ATTEST:** \_\_\_\_\_  
**LaTonda Simmons**  
City Clerk and Clerk of the Council  
of the City of Oakland, California