

OAKLAND CITY COUNCIL

FILED
OFFICE OF THE CITY CLERK
OAKLAND

RESOLUTION No. 78904 - C.M.S.



2004 OCT 28 PM 3:42

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT
BETWEEN THE CITY OF OAKLAND AND ROBERT ELLISON IN AN
AMOUNT NOT TO EXCEED FORTY THREE THOUSAND DOLLARS (\$43,000)
FOR THE CREATION OF PUBLIC ARTWORK FOR MANDELA GATEWAY.**

WHEREAS, the City of Oakland is working with Oakland Housing Authority and BRIDGE Housing in the revitalization and creation of a transit oriented development along two blocks on either side of Mandela Parkway; 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, which enlivens, enhances, and enriches the visual environment of the City of Oakland; and

WHEREAS, on April 2 and April 26, 2004, an eight-member selection panel, consisting of four local artists, two community members, and one representative each from Oakland Housing Authority and BRIDGE Housing, with an advisory body consisting of the project architect, City staff and a member of the City's Public Art Advisory Committee, met to select an artist for the Mandela Gateway development, and by majority vote selected Robert Ellison as their artist of choice; and

WHEREAS, on May 3, 2004 the Public Art Advisory Committee voted unanimously to accept the recommendations of the selection panel, and on October 18, 2004 the Cultural Affairs Commission voted to approve Robert Ellison's design proposal for the Mandela Gateway; now, therefore be it

RESOLVED: that the City Council hereby authorizes a professional services agreement between the City of Oakland and Robert Ellison, in an amount not to exceed forty three thousand dollars, for the design, fabrication and installation of a public artwork at the Mandela Gateway development; and be it

FURTHER RESOLVED: that the City Council hereby authorize the City Administrator or her designated representative as agent of the City to conduct all negotiations, execute and submit all documents, including but not limited to agreements, modifications (with the exception of those related to an increase in compensation), payment request and related actions, which may be necessary for the completion of the aforementioned in accordance with their basic purpose; and be it

FURTHER RESOLVED; that the agreement will be approved by the office of the City Attorney and a copy will be on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, NOV 16 2004, 20

PASSED BY THE FOLLOWING VOTE:

AYES- ~~BROOKS~~, BRUNNER, CHANG, NADEL, QUAN, REID, WAN and PRESIDENT DE LA FUENTE - 7

NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused - Brooks - 1

ATTEST: *CEDA FLOYD*
CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California