

M. Mowbray

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

RESOLUTION No. 83991 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, JUL 17 2012

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, ~~BRUNNER~~, DE LA FUENTE, ~~KAPLAN~~, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID - 6

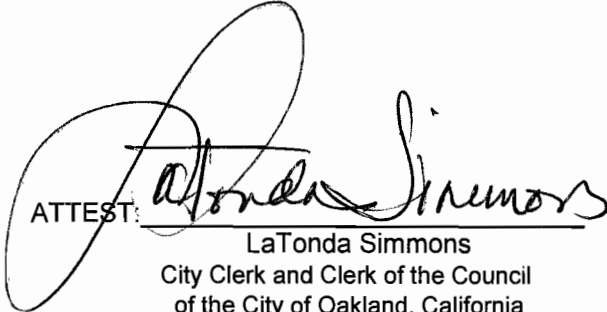
NOES - 0

ABSENT - Brunner - 1

ABSTENTION - 0

Excused - Kaplan - 1

ATTEST:


LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California