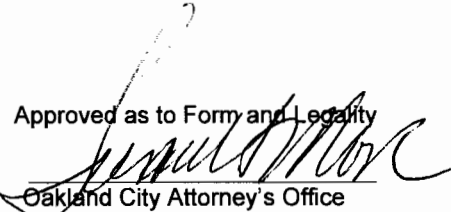


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2010 APR 15 PM 5:16

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. 82718 C.M.S.

Introduced by Councilmember _____

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH DAN CORSON IN AN AMOUNT NOT TO EXCEED SIX HUNDRED THOUSAND DOLLARS (\$600,000) FOR PUBLIC ART DESIGN, FABRICATION AND INSTALLATION SERVICES FOR THE BART 17TH STREET GATEWAY PROJECT

WHEREAS, the City of Oakland Community & Economic Development Agency Redevelopment Division and the City of Oakland Public Art Program are jointly managing the redevelopment of the BART 19th Street Oakland Station entrance located on the alley at 17th Street between Broadway and Telegraph Avenue in Oakland's Uptown District; and

WHEREAS, public art funding for the BART 17th Street Gateway redevelopment project has been allocated from Oakland Redevelopment Agency percent-for-art funds and approved by Oakland City Council; and

WHEREAS, professional artistic design services are needed to develop a public art component for the project; and

WHEREAS, an extensive national outreach effort to solicit qualified artist candidates resulted in responses from ninety-eight eligible artists; and

WHEREAS, in February 1989, the City of Oakland adopted a Public Art Ordinance (No. 11086 C.M.S.) and an Oakland Redevelopment Agency Resolution (No. 89-8 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 and the Oakland Redevelopment Agency Resolution 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 December 18, 2009 and February 3, 2010, a selection panel consisting of local artists, arts professionals, community members, project representatives, BART representatives and City staff met to select an artist to develop and create the public art project for the BART 17th Street Gateway Project, and unanimously recommended Dan Corson; and

WHEREAS, on February 8, 2010, the Public Art Advisory Committee unanimously voted to accept the recommendation of the selection panel and to approve the selection of Dan Corson for the BART 17th Street Gateway Public Art Project; and on March 8, 2010, the Cultural Affairs

Commission unanimously voted to accept the recommendation of the Public Art Advisory Committee and to approve Dan Corson to receive the project commission; and

WHEREAS, the City of Oakland finds that this contract is 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 \$600,000 is available within Oakland Redevelopment Agency Capital Improvement Project Public Art Fund 9504, Organization 94800, Account 78811, Project P130190, Program 0000; now, therefore, be it

RESOLVED: That the City Council hereby authorizes the City Administrator to negotiate and execute a professional services agreement with Dan Corson for the public art component of the BART 17th Street Gateway Project in an amount not to exceed one hundred thousand dollars (\$100,000) for public art design services and an amount not to exceed five hundred thousand dollars (\$500,000) for public art fabrication and installation services, for a total contract amount not to exceed six hundred thousand dollars (\$600,000) in ORA Central Business District public art funding; 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 will be reviewed and approved by the City Attorney and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 4 2010, 2010

PASSED BY THE FOLLOWING VOTE:

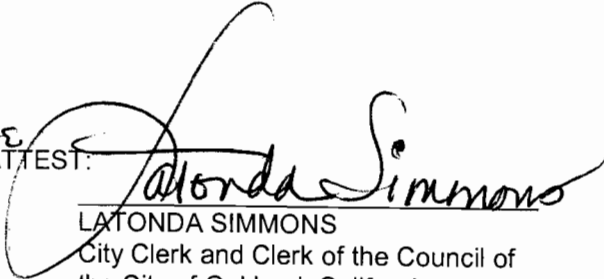
AYES - BROOKS, ~~DE LA FUENTE~~, KAPLAN, KERNIGHAN, NADEL, QUAN, REID AND PRESIDENT BRUNNER - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 - DeLa Fuente

ATTEST: 
LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California