

M. Moraboni

FILED
OFFICE OF THE CITY CLERK
OAKLAND
OAKLAND CITY COUNCIL
RESOLUTION No. 83993 C.M.S.
2012 JUN 28 PM 3:08
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 MACARTHUR BOULEVARD STREETScape IMPROVEMENT PROJECT IN AN AMOUNT NOT TO EXCEED ONE HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$185,000) FUNDED FROM JOINT POWERS FINANCIAL AUTHORITY CAPITAL PROJECTS: SERIES 2005 FUND, WITHOUT RETURNING TO CITY COUNCIL

WHEREAS, the MacArthur Boulevard Streetscape Improvement Project will enhance the appearance and identity of targeted areas along MacArthur Boulevard between 73rd Avenue and Durant Avenue in Oakland; and

WHEREAS, professional artistic design services are needed to develop a public art component for the 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 MacArthur Boulevard Streetscape Improvement 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 artists; and

WHEREAS, a community-based panel will select from the pre-qualified list the finalist artist to receive the commission to create permanent works of public art as an integrated element of two arched gateway structures on MacArthur Boulevard as part of the MacArthur Boulevard Streetscape Improvement Project, and the Public Art Advisory Committee will approve the selected artist; 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, there are sufficient funds in the project budget for the artworks; funding for the project is available in the following account:

- Joint Powers Financing Authority Capital Projects: Series 2005 Fund (5200); Public Art Organization (02992); Cultural Arts 1½% for Public Art Account (56915); Central City East MacArthur Streetscape Project (C167640); Public Art Program (CE01): Amount: \$185,000; and these funds were specifically allocated for this project; now, therefore, be it

RESOLVED, that the City Council hereby authorizes the City Administrator to enter into professional services agreements with an artist to be named by the Public Art Advisory Committee in an amount not to exceed one hundred eighty-five thousand dollars (\$185,000) from the above-named funds, 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 contracts within the limitations of the project specifications; and be it

FURTHER RESOLVED, the agreements 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.

JUL 17 2012

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

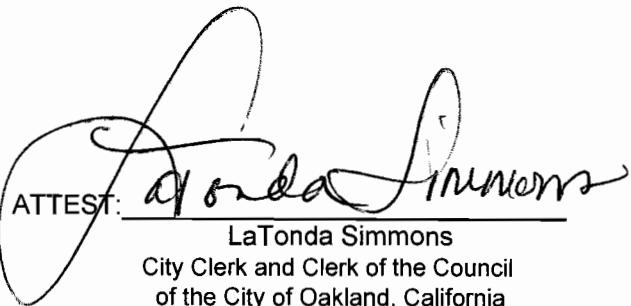
AYES - BROOKS, ~~BRUNNER~~, DE LA FUENTE, ~~KAPLAN~~, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID - 6

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