



Office of the City Manager

CONSENT CALENDAR
November 3, 2022

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Eleanor Hollander, Economic Development Manager
 Subject: Contract No. 32100186 Amendment: Mildred Howard Public Art Commission for Adeline Street and Martin Luther King Jr. Way

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 32100186 with artist Mildred Howard in order to increase the size of the public art commission "*Untitled*" to 11' tall as directed by the Civic Arts Commission. The art work is slated to be installed in the triangular green space on the northern side of the intersection of Adeline Street and Martin Luther King Jr. Way. The artwork budget is to increase by \$144,000 for a total contract amount not to exceed \$354,000.

FISCAL IMPACTS OF RECOMMENDATION

Funding for the contract amendment (\$144,000) will come from the FY23 Budget for Fund 148 (Cultural Trust Fund) as approved by the Civic Arts Commission.

CURRENT SITUATION AND ITS EFFECTS

The original scope of work for Mildred Howard's contract called for the creation of a 10' tall bronze sculpture for installation at the triangular green space on the northern side of the intersection of Adeline Street and Martin Luther King Jr. Way. Since the contract was executed in April 2021 the cost of bronze increased by approximately 25% impacting the artist's ability to produce the sculpture at the proposed size, thereby reducing it from 10' to 8' tall. As part of the recently completed design process, the location, size, and materials were presented to the Civic Arts Commission for approval. The Commission's feedback was to increase the size of the sculpture from 8' to 11' to have more of a visual impact and offer more public engagement with the work once installed. Subsequently, the Civic Arts Commission approved the allocation of \$144,000 in additional funds to pay for the increased material costs, and additional materials, design renderings and engineering needed to create the larger sculpture size. This contract amendment will allow for the proposed increase in the project's scale with funds coming from the FY23 budget for Fund 148 (Cultural Trust Fund) as approved by the Civic Arts Commission at their regular meeting on September 28, 2022.

BACKGROUND

In 2019 the artist Mildred Howard originally proposed this sculpture as part of the procurement process for the Measure T1 Public Art Project opportunity at San Pablo Park. For that project, a Request for Qualifications was released on September 11, 2018 and was open through October 23, 2018. A selection panel comprised of arts professionals reviewed the qualifications of the 42 applicants and recommended 21 applications to be presented to the San Pablo Park Public Art Project selection panel, which was comprised of arts professionals, a representative from the Civic Arts Commission, a Public Works Measure T1 project team member, and community representatives. This panel reviewed the qualifications of the 21 artists on the short list and selected four finalists, including Mildred Howard, who were invited to develop site specific public art project proposals. The San Pablo Park Public Art Project selection panel reconvened to evaluate the four proposals and they selected another artist for the San Pablo Park public art project. However, the panel made a recommendation to the Civic Arts Commission that the proposal by Mildred Howard be commissioned for another site in Berkeley. In October 2019, the Civic Arts Commission received this recommendation favorably, allocated funds for the sculpture's commission, and approved the proposal for the new site at the triangular green space on the northern side of the intersection of Adeline Street and Martin Luther King Jr. Way. Subsequently, Council authorized this contract at their regular meeting on February 23, 2021.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

There are no identifiable environmental effects, climate impacts, or sustainability opportunities associated with the subject of this report.

RATIONALE FOR RECOMMENDATION

This contract amendment would allow the artist to implement a larger, more impactful project that will allow the public to more thoroughly engage with the artwork once installed.

ALTERNATIVE ACTIONS CONSIDERED

None.

CONTACT PERSON

Zoe Taleporos, Civic Arts, Office of Economic Development, (510) 981-7538

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 32100186 AMENDMENT: MILDRED HOWARD PUBLIC ART
COMMISSION

WHEREAS, in 2018 the City issued a Request for Qualifications for public artwork associated with Phase One of the Measure T1 Bond Program, whose selection panel made a recommendation to the Civic Arts Commission, who approved that Mildred Howard's artwork proposal be implemented at the triangular green space on the northern side of the intersection of Adeline Street and Martin Luther King Jr. Way; and

WHEREAS, on February 23, 2021, the City Manager authorized Contract No. 32100186 in an amount not to exceed \$210,000 with Mildred Howard for a public art commission at the triangular green space on the northern side of the intersection of Adeline Street and Martin Luther King Jr. Way; and

WHEREAS, the Civic Arts Commission recommended that the sculpture be increased in height from 8' to 11' which will allow for greater visual impact and more thorough public engagement with the artwork once installed, for an additional cost of \$144,000; and

WHEREAS, funding for the contract amendment will come from the FY23 budget for Fund 148 as approved by the Civic Arts Commission.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment to Contract No. 32100186 with Mildred Howard to increase the height of her public art commission for the triangular green space on the northern side of the intersection of Adeline Street and Martin Luther King Jr. Way from 8' to 11' tall as approved by the Civic Arts Commission, increasing the artwork budget by \$144,000 for a total contract amount not to exceed \$354,000.

