

**RESOLUTION NO. 19-\_\_\_**

**Resolution Of The City Council Of The City Of Emeryville Approving The Purchase Of Art Work For The City's Annual Purchase Award Program Entitled "Betty, Dave, Myra and Ruth" By Emeryville Artist Susan Avila With Funding Of \$8,600 From The Public Art Fund (Fund 243) For The Purchase And Installation Of The Art Work**

**WHEREAS**, Article 4 of Chapter 2 of Title 3 of the Emeryville Municipal Code establishes the Contributions for the Art in Public Places Program ("Public Art Ordinance"); and

**WHEREAS**, Section 3-2.404 of the Emeryville Municipal Code establishes the Emeryville Public Art Fund to implement the Art in Public Places Program; and

**WHEREAS**, the City has entered into a contract with Regina Almaguer for implementation of the annual Purchase Award Program in connection with the 2019 Celebration of the Arts Exhibition ("Art Exhibit"); and

**WHEREAS**, a five-person Selection Panel made up of 1) Emily McPartlon as the Public Art Committee (PAC) member; 2) Harley Jensen as a community member; 3) Joyce Gordon as outside arts professional; 4) Frances Gaston as Emeryville Celebration of the Arts (ECA) Board Representative; and 5) Ryan O'Connell, City staff representative, was appointed by the City Manager, based on the September 12, 2019 recommendation of the PAC, to review the Art Exhibit art works and make a recommendation on the selection of an art work to the PAC, for consideration by the City Council; and

**WHEREAS**, the Selection Panel convened on October 3, 2019 to review the art works and has made a recommendation to select the art work "Betty, Dave, Myra and Ruth," by Emeryville artist Susan Avila for installation at the Emeryville Senior Center, and the art work "Petit Mal" by Mark Galt as the alternate art work if the proposed purchase is infeasible; and

**WHEREAS**, on October 3, 2019 the Public Art Committee unanimously approved the Selection Panel's recommendation; and

**WHEREAS**, funding in an amount of \$8,600 necessary to cover the purchase (\$5,600) and installation costs (up to \$3,000) associated with the art work selection is available in the Public Art Fund (Fund 243) operating budget for Fiscal Year 2019-20 previously approved by the City Council; now, therefore, be it

**RESOLVED**, that the City Council of the City of Emeryville hereby approves the purchase of "Betty, Dave, Myra and Ruth" by Emeryville artist Susan Avila for installation at the Emeryville Senior Center, for the fourteenth Annual City of Emeryville Purchase Award Program, and the art work "Petit Mal" by Mark Galt as the alternate art work.

**ADOPTED** by the City Council of the City of Emeryville at a regular meeting held Tuesday, October 15, 2019 by the following vote:

AYES: \_\_\_\_\_

NOES: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_


ABSENT: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

APPROVED AS TO FORM:

  
\_\_\_\_\_  
CITY ATTORNEY