

**CONDITION FOR APPROVAL FORM  
(TO ACCOMPANY LEGISLATION)**

COMMITTEE: TRANSPORTATION

DATE: 9/26/7

ORDINANCE # \_\_\_\_\_ RESOLUTION # 07-R-1950

REQUESTED BY: Committee

DIRECTED TO: Aviation

**NATURE OF CONDITION FOR APPROVAL:**

Provide detail on scope (size, number, etc)  
Provide update on "Ran Front Art Project"  
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**WHEN IS THIS INFORMATION DUE, AND TO WHOM?**

Prior to 10/1/7 Council Meeting  
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**WILL THIS RESULT IN AN AMENDMENT TO THE LEGISLATION?**

YES ( ) NO ( )

**WILL THIS RESULT IN A SUBSTITUTE TO THE LEGISLATION?**

YES ( ) NO ( )

**HAS THIS INFORMATION BEEN RECEIVED? YES ( ) NO ( )**

DATE OF RECEIPT: \_\_\_\_\_

**A RESOLUTION BY  
TRANSPORTATION COMMITTEE**

**07- R -1950**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN APPROPRIATE AGREEMENT WITH ARTIST TIM PRENTICE, FOR THE CITY OF ATLANTA'S PUBLIC ART PROGRAM, ON BEHALF OF THE DEPARTMENT OF AVIATION IN AN AMOUNT NOT TO EXCEED \$210,000; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 2H35 (2006 AIRPORT CONRAC BOND FUND) 576001 (ART) R21E070693CT (CONRAC CENTER (AMT))**

**WHEREAS**, the City of Atlanta (the "City") supports the creation of the public art program by allocating certain funds for the establishment of artwork in public places and authorizes the making of payments for the design, execution, fabrication, transportation and installation of works of art and the support of an artist-selection process; and

**WHEREAS**, in accordance with Ordinance 01-O-0995 the Bureau of Cultural Affairs and the Department of Aviation have implemented the City of Atlanta's ("City") Public Art Program in support of the Hartsfield-Jackson Development Program; and

**WHEREAS**, in accordance with the established artist selection process, twelve (12) artists presented project statements for the Consolidated Rental Car Facility (CONRAC) art program; and

**WHEREAS**, the Aviation General Manager and the Director of the Bureau of Cultural Affairs have recommended that the Contract for the CONRAC art program be awarded Tim Prentice.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, that the Mayor is authorized to execute an appropriate agreement with artist Tim Prentice on behalf of the Department of Aviation, in an amount not to exceed \$210,000.

**BE IT FURTHER RESOLVED**, that the City Attorney is directed to prepare an appropriate agreement for execution by the Mayor, to be approved by the City Attorney as to form.

**BE IT FURTHER RESOLVED**, that this agreement will not become binding on the City and the City will incur no liability under it until such agreement has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney, and delivered to Tim Prentice.

**BE IT FINALLY BE RESOLVED**, that all contracted work shall be charged to and paid for from Fund Account and Center Number 2H35 (2006 Airport CONRAC Bond Fund) 576001 (Art) R21E070693CT (CONRAC Center (AMT)).

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

**Committee of Purview:**

**Caption:**

**Council Meeting Date:**

**Requesting Dept.:**

**FAC Confirmed by:**

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

Resolution authorizing the Mayor to execute an appropriate agreement with artist Tim Prentice, for the City of Atlanta's public art program, on behalf of the Department of Aviation

**2. Please provide background information regarding this legislation.**

The City of Atlanta established a master Public Art Program in accordance with Ordinance 01-O-0095. The Department of Aviation and the Bureau of Cultural Affairs have implemented this program as a portion of the Hartsfield-Jackson Development Program. One of the capital development projects where the art program is being implemented is the Consolidated Rental Car Facility (CONRAC) public areas. 12 artists presented project statements for the project and in accordance with the established selection process the selection panel recommended artist Tim Prentice to design, execute, fabricate, transport, and install the integrated artwork in the public areas of the CONRAC facilities.

**3. If Applicable/Known:**

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Professional Service

(b) **Source Selection:** Sealed Proposals

(c) **Bids/Proposals Due:**

(d) **Invitations Issued:**

- (e) Number of Bids: 12
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract:

4. Fund Account Center (Ex. Name and number):

Airport Conrac Bond Fund Art Conrac Center (AMT) 2H35 576001 R21E070693CT

Fund: \_\_\_\_\_ Account: \_\_\_\_\_ Center: \_\_\_\_\_

5. Source of Funds: *Example: Local Assistance Grant* City Contributions

6. Fiscal Impact: \$210,000

*Example: This legislation will result in a reduction in the amount of \_\_\_\_\_ to Fund Account Center Number \_\_\_\_\_.*

7. Method of Cost Recovery: Rental Agencies lease agreements

*Examples:*

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: P & D Contracts; Andy Orr

## CONRAC Artist Selection Process

The Department of Aviation Airport Art Program has developed an art program for the Consolidated Rental Car Facility (CONRAC). To select an artist to create a site specific artwork for the facility the following multilevel process was utilized:

**Artist Registry** – Every 2-3 years the Airport Art Program conducts a national solicitation to artists interested in being considered for art projects at Hartsfield-Jackson Atlanta International Airport. Artists submit images of previous works and an artist resume which is reviewed by an independent arts panel (artists, arts administrators, museum curators, architects, etc.). The panel either votes the artist onto the Artist Registry or not; with those selected joining other artists who have been voted onto the Registry from previous years. The Airport's Artist Registry currently has approximately 500 artists on it. For the CONRAC project the Artist Registry was reviewed by the staff of the Arts Program to short-list artists whose artistic style and approach would be a good match with the CONRAC project. Twelve artists were selected from the Artist Registry for consideration of the CONRAC project.

**CONRAC Artist Selection Panel** – A six member Artist Selection Panel was convened to review the qualifications of the twelve short-listed artists from the Artist Registry. The panelists were Atlanta Architect/Artist Amy Landesberg, Atlanta Artist/Art Professor David Landis, Atlanta Lawyer/Art Gallery Owner Jerry Thomas, CONRAC design team members Jeff Weiner and Johnny Edwards, and IAC representative David Perkins. The panel reviewed each artists' previous work, artist resume and project statement. After lengthy discussions by the panel they recommended to the Department of Aviation that Connecticut artist Tim Prentice be contracted with to work with the CONRAC design team to develop an integrated artwork for the facility.

HARTSFIELD ATLANTA INTERNATIONAL AIRPORT  
City of Atlanta/Department of Aviation

Professional Services Agreement (Tim Prentice, Artist)  
Task Order 2007-H04-01  
~~WBS# H 04 XX XX XXX~~

SCOPE OF WORK / BASIC SERVICES

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**"ADDENDUM A"**  
**AGREEMENT FOR THE CREATION OF AN ARTWORK FOR CONRAC**  
Friday, March 02, 2007

**1.0 GENERAL PROJECT SCOPE**

The Artist (Tim Prentice) will be responsible for designing an artwork for the new Consolidated Rental Car Facility (CONRAC), herein referred to as the "Project", in collaboration with the project's design architect. The budget for the design, fabrication, delivery and installation of the Artwork is not to exceed \$210,000. The Artist shall attend all meetings, perform all services and furnish all supplies, materials, and equipment as necessary to design the Artwork. The Artist shall determine the artistic expression, scope, design, color, and material of the Artwork which shall be approved by the City of Atlanta Department of Aviation (DOA), herein referred to as "Aviation" and the design architect.

**2.0 CONCEPTUAL DEVELOPMENT PHASE**

The artist shall attend a briefing session with the project architect and the Department of Aviation so that the scope of the Artwork and how it is integrated into the CONRAC facility can be determined. Based upon these meetings and once a general conceptual direction is approved, the Artist will submit a preliminary proposal of his concept of the sculpture to Aviation and the project architect. Presentation of the preliminary proposal will be made within six months of the signing of this agreement and receipt of payment. The preliminary proposal will include drawings, materials, construction techniques, installation method and outline maintenance procedures.

If this preliminary proposal is rejected by Aviation, the Artist agrees to submit a revised proposal. If the revised proposal is also rejected, the Artist shall retain the deposit and this outlined scope of services may be terminated by either party or the Owner and the Artist may enter agreements for further preliminary studies, samples, and presentations at additional cost. Aviation shall make available to the Artist, blueprints and photographs related to the site and information related to the installation of the Artwork and where applicable a written program of requirements and specifications for the work and the plans for the underlying Project.

**3.0 EXECUTION OF THE WORK**

After written approval of the submissions and revisions, herein referred to as the "Proposal", the Artist shall, within thirty (30) days, furnish to Aviation a tentative schedule for completion of fabrication of the artwork, herein referred to as the "Work", including a schedule for the submission of written progress reports. After written approval of the schedule by the City, the Artist shall use its best efforts to manage the fabrication, transportation and installation of the Work in accordance with such schedule (such approved schedule being referred to herein as the "Schedule"). The Artist will be required to have a Georgia certified engineer review and seal the drawings related to fabrication and installation of the Work. Installation of the Work must be completed by the close of business on the date proposed by the Artist and accepted by Aviation in the Schedule, unless amended by written agreement between Aviation and the Artist. Aviation and the Artist shall work together in good faith to resolve any issues regarding the Schedule and the installation of the Work.

HARTSFIELD ATLANTA INTERNATIONAL AIRPORT  
City of Atlanta/Department of Aviation

Professional Services Agreement (Tim Prentice, Artist)  
Task Order 2007-H04-01  
WBS# H.04.XX.XX.XXX

**SCOPE OF WORK / BASIC SERVICES**

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- a. Aviation shall have the right to review the Work at reasonable times during the fabrication thereof. The Artist shall submit to Aviation progress reports in accordance with the Schedule.
- b. The Artist shall complete the fabrication and installation of the Work in substantial conformity with the Proposal.
- c. The Artist shall present to Aviation a written notification for further review and approval, any significant changes in the scope, design, color, size, material or texture of the Work not permitted by or not in substantial conformity with the Proposal. A significant change is any change in the scope, design, color, size, material, texture or location on the Site of the Work that affects installation, scheduling, site preparation or maintenance for the Work; or the concept of the Work as represented in the Proposal.

**3.1 Delivery and Installation**

- a. The Artist shall notify City in writing when fabrication of the Work is completed and is ready for delivery at the Site.
- b. The Artist shall deliver and install the Work at the Site in compliance with the Schedule.

**3.2 Post-Installation**

- a. Within thirty (30) days after the installation of the Work, the Artist shall furnish Aviation with the following digital or standard photographs of the Work as installed: six different views of the completed Work and at least six different close ups of the completed Work.
- b. Upon installation of the Work, the Artist shall provide Aviation with final written instructions for appropriate maintenance and preservation of the completed Work. Instructions should include specific information on materials utilized, material suppliers, techniques and a schedule for annual maintenance.

**3.3 Final Acceptance**

- a. The Artist shall advise Aviation in writing when all services required under this Agreement have been completed in substantial conformity with the Proposal.
- b. Aviation shall notify the Artist in writing of its final acceptance of the Work.
- c. Final acceptance shall be effective as of the first to occur (1) the date of Aviation's notification of final acceptance or (2) the thirtieth (30<sup>th</sup>) day after the Artist has sent the written notice to Aviation, unless Aviation, upon receipt of such notice and prior to the expiration of the thirty (30) day period, gives the Artist written notice specifying and describing the services which have not been completed.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Anita Williams

Contact Number: 404-530-6600

Originating Department: Aviation

Committee(s) of Purview: Transportation

Chief of Staff Deadline: 9/10/07

Anticipated Committee Meeting Date(s): 9/26/07

Anticipated Full Council Date: 10/01/07

Commissioner Signature: 


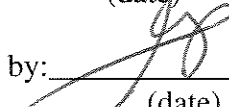
**CAPTION**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN APPROPRIATE AGREEMENT WITH ARTIST TIM PRENTICE, FOR THE CITY OF ATLANTA'S PUBLIC ART PROGRAM, ON BEHALF OF THE DEPARTMENT OF AVIATION IN AN AMOUNT NOT TO EXCEED \$210,000; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 2H35 (2006 AIRPORT CONRAC BOND FUND) 576001 (ART) R21E070693CT (CONRAC CENTER (AMT))**

FINANCIAL IMPACT (if any) \$210,000

Mayor's Staff Only

Received by CPO: \_\_\_\_\_ Received by LC from CPO: \_\_\_\_\_  
(date) (date)

Received by Mayor's Office: 9.10.07  Reviewed by:   
(date) (date)

Submitted to Council: 9/13/07  
(date)