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RESOLUTION NO. 2013-61

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE ART-IN-PUBLIC PLACES (AIPP) PROGRAM, ACCEPTING THE RECOMMENDATION FROM THE AIPP ADVISORY BOARD TO APPROVE THE PUBLIC ART WORK ENTITLED "THE GATHERING" AS DESIGNED BY MICHAEL MCLAUGHLIN AND MODIFIED BY THE AIPP BOARD, TO INSTALL PUBLIC ART WITHIN THE PLAZA AREA OF VILLAGE HALL, LOCATED AT 9705 EAST HIBISCUS STREET; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO CONTRACT NEGOTIATIONS TO PURCHASE THE PUBLIC ART WHICH SHALL BE PAID THROUGH THE ART-IN-PUBLIC PLACES FUND IN AN AMOUNT NOT TO EXCEED \$45,000; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on October 1st, 2007, the Mayor and Village Council established the Art-in-Public-Places Program (AIPP) via Ordinance 07-05, designed to promote the general welfare by encouraging pride in the community, increasing property values, enhancing the quality of life through artistic opportunities, uniting the community through shared cultural experiences, and creating a cultural legacy for future generations through the collection and exhibition of high-quality art pieces that reflect diverse styles, chronicling history through the collection of artifacts, documents and memorabilia; and,

WHEREAS, as part of the program, an advisory board was created to oversee the public education, and curatorial aspects of the program; and,

WHEREAS, a public call was issued through a Request for Qualifications (RFQ AIPP-12-002) to artists with the intent to install public art in the plaza area of Village Hall, located at 9705 East Hibiscus Street. The Village was fortunate to receive numerous submissions from artists from across the country; and,

WHEREAS, on December 19, 2012 the AIPP board selected the top four (4) candidates to design a proposal to incorporate a public art element to the plaza at Village Hall, and in which each artist(s) received a stipend in the amount of \$1,000 for their designs; and,

WHEREAS, on March 7, 2013 the Board reviewed and scored the design proposal submitted and selected Michael McLaughlin's design proposal entitled "The Gathering" dated stamped received September 25, 2012; and,

WHEREAS, at the request of the AIPP Board, the artist modified and resubmitted the proposal, dated stamped April 10, 2013, to incorporate his signature design element of the tree branch for submittal to the Mayor and Village Council; and,

WHEREAS, the AIPP Board has determined that the proposed public artwork meets the general criteria of the AIPP program pursuant to Section 30-160.5 "Selections of Works of Art" in

1 that the proposed public artwork is found to be appropriate to the site and the surrounding
2 neighborhood and that it is not intrusive in nature; and,
3

4 **WHEREAS**, at the direction of the Mayor and Village Council, the AIPP Board was asked
5 to bring forth the top three (3) proposals from different artists. The three (3) following artists were
6 selected and ranked in the following order as attached:
7

- 8 1. Michael McLaughlin
- 9 2. Howard Kalish
- 10 3. Wiener & Swanson

11
12 **WHEREAS**, the proposed artwork will be the Village's fourth public art installation;
13 and,
14

15 **WHEREAS**, the Mayor and Village Council desire to approve the selection of Michael
16 McLaughlin's project entitled "The Gathering" to be installed at the Village Hall plaza and authorize
17 the Village Manager to begin negotiations with Michael McLaughlin, in order to come back to the
18 Village Council with a negotiated draft contract for review and approval.
19

20 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE**
21 **COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:**
22

23 **Section 1.** The Mayor and Village Council hereby accepts the recommendation of the
24 Art-in-Public-Places Advisory Board to approve the design proposal for the public artwork entitled
25 "The Gathering" as designed by Michael McLaughlin dated stamped received April 10, 2013, to be
26 installed in the plaza at Village Hall, located at 9705 East Hibiscus Street, in accordance with the
27 provisions of the AIPP Ordinance with the following conditions:
28

- 29 1. That a plaque or equivalent form of permanent signage acknowledging the artist, other
30 design professionals involved in the project and the Village of Palmetto Bay must be sited in
31 a publicly accessible location near the art work. The physical dimensions of the plaque
32 should allow for the utmost legibility of the information contained on it, and should vary
33 appropriately with the scale of the artwork and the site. It should not, however, intrude on
34 the physical artwork. The plaque should include:
35

36 Name of Artist(s)
37 Title of Art Work
38 Date of Art Work Completion
39 AIPP Advisory Board
40 Village of Palmetto Bay Art-in-Public Places Collection
41

42 Final plaque layout shall be subject to the Department of Planning and Zoning approval.
43

- 44 2. That the proposed public artwork shall comply with the requirements of all other applicable
45 departments/agencies as part of the Village of Palmetto Bay building permit submittal
46 process.

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2 **Section 2.** The Village Manager is authorized to negotiate an agreement with the
3 selected artist to provide for the execution and installation of the proposed artwork in an amount
4 not to exceed \$45,000.
5

6 **Section 3.** Should said negotiations be successful, the Village Manager shall bring the
7 negotiated contract to the Village Council for review and approval of the draft contract for the
8 acquisition and installation of artwork.
9

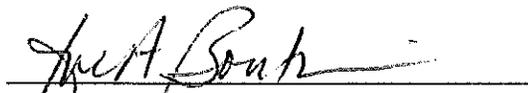
10 **Section 4.** This Resolution shall take effect immediately upon approval.
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13 PASSED AND ADOPTED this 11th day of July, 2013.
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15
16 Attest: 
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18 Meighan J. Alexander
19 Village Clerk
20


21
22 Shelley Stanczyk
23 Mayor
24

25
26 APPROVED AS TO FORM:
27


28 Eye A. Boufisis
29 Village Attorney
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31
32 FINAL VOTE AT ADOPTION:
33

34 Council Member Patrick Fiore YES
35
36 Council Member Tim Schaffer YES
37
38 Council Member Joan Lindsay YES
39
40 Vice-Mayor John DuBois YES
41
42 Mayor Shelley Stanczyk YES
43
44