

RESOLUTION NO. 2006-151

AUTHORIZING A CONTRACT WITH STUDIO NY, LLC (ARTIST TEAM NINA YANKOWITZ AND BARRY HOLDEN) IN AN AMOUNT NOT TO EXCEED \$150,000.00 FOR PUBLIC ARTWORK ASSOCIATED WITH THE EUCLID CORRIDOR TRANSPORTATION PROJECT (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority (GCRTA) propose the design, fabrication and installation of an independent artwork for the Euclid Corridor Transportation Project (ECTP) located on property owned by GCRTA in East Cleveland on the north side of Euclid Avenue; and

WHEREAS, the GCRTA conducted a Call to Artists competitive selection process resulting in the selection of the Studio NY, LLC (ARTIST); and

WHEREAS, ARTIST will execute the management of the art contract to carry out scope of work and construction coordination with ECTP Contracts C-04 and C-05B as required in the agreement and in accordance with the construction schedule for final art installation; and

WHEREAS, the sum of all the costs, expenses related to design, fabrication and installation at a price not to exceed one hundred fifty thousand & 00/100 dollars (\$150,000.00).

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio:

Section 1. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with ARTISTS Nina Yankowitz and Barry Holden of Studio NY, LLC to design, fabricate and install artwork at said location.

Section 2. That said contract shall be payable from the RTA Development Fund, Euclid Corridor Transportation Project Department Budget, including but not limited to Capital Grant OH-03-0247-02 in the amount of \$110,000.00 and Capital Grant OH-03-0001 in the amount \$40,000.00 for a total contract amount not to exceed \$150,000.00 (\$120,000 in federal funds which represents 80% of the total cost.) This contract is contingent upon FTA approval and release of Federal funds.

Section 4. That contract shall be binding upon and an obligation of the Authority contingent upon approval of federal funds, on all Arts in Transit policies and federal requirements, and if any, the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2006-077, insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 5. That this resolution shall become effective immediately upon its adoption.

Adopted: August 15, 2006

President

Attest: _____
CEO, General Manager/Secretary-Treasurer



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| TITLE/DESCRIPTION: AUTHORIZING A CONTRACT WITH STUDIO NY, LLC (ARTIST TEAM NINA YANKOWITZ AND BARRY HOLDEN) IN AN AMOUNT NOT TO EXCEED \$150,000.00 FOR PUBLIC ARTWORK ASSOCIATED WITH THE EUCLID CORRIDOR TRANSPORTATION PROJECT (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET) | Resolution No.: 2006-151 |
| | Date: August 10, 2006 |
| | Initiator: Euclid Corridor Transportation Project |
| ACTION REQUEST: <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____ | |

- 1.0 PURPOSE/SCOPE: This action will allow the Authority to enter into a contract with Studio NY, LLC for a public art installation to be located on GCRTA property in East Cleveland on the north side of Euclid Avenue.
- 2.0 DESCRIPTION/JUSTIFICATION: This contract will allow GCRTA to fund four granite seating sculptures and motion-detected spheres within blocks of the Stokes/Windermere Rapid Transit Station and in between the E. Cleveland Library and Head Start Center in East Cleveland. The spheres will have electronic sensors and will recite poetry when motion is detected. The surface of the seating and spheres reveal embossed letters of famous poetic texts. The artwork is part of the Euclid Corridor Transportation Project's design improvement plan to install independent and integrated artwork within the newly streetscape corridor.
- 3.0 PROCUREMENT BACKGROUND: This contract included a competitive process with a Call to Artist announcement being advertised to solicit artists to submit proposals for review and evaluation by the Arts and Transit/RTA Selection Committee. The Committee selected Studio NY, LLC as the top submission based on its best use of space and art contribution to the area. Award amount was determined to be fair and reasonable to the Authority and commensurate with other art projects' of its size and scale.
- 4.0 DBE/AFFIRMATIVE ACTION BACKGROUND: The Office of Business Development does not conduct Affirmative Action reviews or establish goals on procurements involving the Arts in Transit Program.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: That said contract shall be payable from the RTA Development Fund, Euclid Corridor Transportation Project Department Budget, including but not limited to Capital Grant OH-03-0247-02 in the amount of \$110,000.00 and Capital Grant OH-03-0001 in the amount \$40,000.00 for a total contract amount not to exceed \$150,000.00 (\$120,000 in federal funds which represents 80% of the total cost.) This contract is contingent upon FTA approval and release of Federal funds.
- 7.0 ALTERNATIVES: Call to Artist announcements would have to be re-advertised causing delays in schedule and costs where site preparation, foundations and electrical conduit placements from in C-04 and C-05B contractors would be coordinated.

8.0 RECOMMENDATION: The public artwork was reviewed and approved by the Board of Trustees Planning and Development Committee at their May 2, 2006 meeting and recommended to the Board for approval. Staff recommends that the Board of Trustees approve the resolution to authorize funding award for the development of artwork.

9.0 ATTACHMENTS: None.

Recommended and certified as appropriate to the availability of funds, legal form and conformance with the Procurement requirements.

CEO, General Manager/Secretary-Treasurer