

AGENDA



Thursday, February 17, 2011

**Economic Growth & Redevelopment Services
RECOMMENDATION FOR COUNCIL ACTION**

Item No. 21

Subject: Authorize negotiation and execution of an amendment to the design, fabrication and installation agreement with Cliff Garten (dba Cliff Garten and Associates, Inc./Cliff Garten Studios) for the Zachary Scott Theatre Art in Public Places project in a total contract amount not to exceed \$171,500.

Amount and Source of Funding: Funding in the amount of \$147,000 is included in the Financial and Administrative Services Fiscal Year 2010-11 Capital Budget.

Fiscal Note: A fiscal note is attached.

For More Information: Megan Crigger, Acting Cultural Arts Program Manager, EGRSO-AIPP / 974-9312, Meghan Turner, Acting AIPP Administrator, EGRSO-AIPP, 974-9314

Boards and Commission Action: Recommended by the Arts Commission.

Project Description

The City of Austin Art in Public Places (AIPP) program of the Cultural Arts Division, Economic Growth & Redevelopment Services Office sought to commission an artist to design and construct a work of art that will contribute to the new Zachary Scott Theatre (ZACH) 418-seat theater complex adjacent to Lady Bird Lake. The intent for the public art component is to provide an artist the opportunity to work with an innovative theater company to explore new media and work collaboratively with stakeholders and the architectural/engineering design team early in the design process. The commissioned piece will engage multiple audiences visiting the site and draw those audiences into the theatrical experience. The work will serve as a unique and contemporary enhancement to the theater facility, the park and the City of Austin.

Selection Process

A Request for Qualifications was issued on July 23, 2009 to visual artists/design professionals at least 18 years of age who live in the United States.

The Selection Panel met with Advisors on Friday, October 6, 2009 to review the qualifications of 148 eligible artists and selected four finalists to interview.

The Selection Panel and Advisors reconvened on Friday, October 30, 2009 to interview four finalists and selected artist Cliff Garten (dba Cliff Garten and Associates, Inc./Cliff Garten Studios), and artist Alice Aycock as the alternate.

The AIPP Panel and Arts Commission met on November 2 and 16, 2009 respectively and approved the Selection Panel's recommendation.

Project Status

A design contract in the amount of \$30,000 was executed on December 17, 2009 between the City of Austin's AIPP program and the artist Cliff Garten (dba Cliff Garten and Associates, Inc./Cliff Garten Studio). The artist worked with ZACH Theatre's management and design team to develop a design for a work of art that was to be incorporated into the new plaza planned for the area west of the new theatre building. The work of art as designed was integrated into the plaza design. The design for the work of art

was scheduled to be presented to the AIPP panel in January 2011 for final approval. At this time \$27,000 of the original \$30,000 contract with the artist has been expended.

When the ZACH Theatre design team received construction costs for the new theatre from their Construction Manager, the costs exceeded the available funding for the project. This has required ZACH Theatre to make revisions to the plaza design, which will result in significant construction cost savings. The new plaza design requires that the public art work be redesigned and located at another area on the project site. The available budget for fabrication and installation of the work of art is \$120,000. AIPP Program staff proposes to amend the design contract for the redesign, fabrication and installation of the art work for a total contract amount not to exceed \$171,500 (\$27,000 for the initial design work performed by the Artist, \$24,500 for redesign, \$120,000 for fabrication and installation).