



Culver CITY

MIKE BALKMAN COUNCIL CHAMBERS
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MARLYN MUSICANT, Vice Chair
MICHELLE BERNARDIN, Commissioner
RONNIE JAYNE, Commissioner
MARLA KOOSD, Commissioner

CULTURAL AFFAIRS COMMISSION REGULAR MEETING AGENDA TUESDAY, DECEMBER 13, 2011

PUBLIC COMMENT

The Cultural Affairs Commission will listen to the public on any item on the agenda or item of interest that is not on the agenda. The Cultural Affairs Commission cannot legally take action on any item not scheduled on the agenda. Such items may be referred for administrative action or scheduled on a future agenda.

If you wish to speak to the Commission, please complete a Speaker's Card and present it to the Secretary before the agenda item is called. You will be called to the podium by name when it is your turn to speak to the Commission.

PUBLIC COMMENT FOR ITEMS ON THE AGENDA

Persons wishing to speak on agenda items will be called at the time the agenda item is brought forward. Comments will generally be limited to five minutes per speaker; however, a three-minute limit may be declared by the Chair from time to time for agenda items for which many Speaker Cards have been submitted.

NOTE: AT OR ABOUT 11:00 P.M., COMMISSIONERS WILL DETERMINE WHETHER TO CONTINUE WITH DISCUSSION OF REMAINING ITEMS ON THE AGENDA OR TO CARRY SOME/ALL OF THE ITEMS OVER TO A FUTURE MEETING DATE.

PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

A total of twenty minutes shall be devoted to audience participation at the beginning of the agenda. Speakers will be called on in the order cards were received by the Secretary. If additional time is needed, the Chair will allow for some at the end of the agenda.

When the Secretary calls your name, please advance to the podium, state your name and city of residence. Speakers must limit their comments to five minutes in length. A three-minute time limit may be declared by the Chair if there are a large number of individuals desiring to address the Commission.

CELL PHONES AND OTHER DISTRACTIONS

Use of cell phones, pagers and other communication devices is prohibited while the Commission meeting is in session. Please turn all devices off or place on a silent alert and leave the Chambers to use. During the meeting, please refrain from applause or other actions that may be disruptive to the speakers and the conduct of City business.

MEETING INFORMATION

Cultural Affairs Commission meetings are regularly scheduled for the second Tuesday of every month. Commission Agenda information is available 72 hours before each meeting.

Cultural Affairs Commission meetings can be viewed live on Channel 35 by most Comcast subscribers. Meetings are also broadcast on the City's Radio Station AM 1690. To view the commission meetings on line please visit <http://www.culvercity.org/webcast>.

ALD

Assisted Listening Devices are available through Cultural Affairs staff.



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Agendas are
available on the web @
www.culvercity.org

**REGULAR MEETING
AGENDA
Cultural Affairs Commission**

December 13, 2011
7:00 p.m.

Mike Balkman Council Chambers – Meeting

CALL TO ORDER & ROLL CALL:

**Chair Gayle Smashey
Vice Chair Marlyn Musicant
Commissioner Michelle Bernardin
Commissioner Ronnie Jayne
Commissioner Marla Koosed**

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT – Items Not On the Agenda

CONSENT CALENDAR *Note: Consent Calendar items are considered to be routine in nature and may be approved by one motion. Public requests to discuss Consent Calendar items must be filed with the Secretary before the Consent Calendar is called.*

C-1. Minutes of the November 8, 2011 Regular Meeting. ***Approve minutes.***

ACTION ITEMS *Public requests to discuss Action Items must be filed with the Secretary before the item is called.*

A-1. 1) Update on Maintenance of Public Art in Culver City; and 2) Consideration of LA Propoint, Inc.'s Proposal for Future Maintenance of Ed Carpenter's *Hanging Garden* at City Hall and Restoration of Don Merkt's *Crossed Currents* at 4343 Duquesne Avenue and Provide a Recommendation to City Council. ***Receive and File Information and Make Recommendation to City Council.***

- A-2. Creation and Assignment of Commissioners to an Ad Hoc Subcommittee for the Commemoration of the 25th Anniversary of the Art in Public Places Program. **Create Subcommittee and Make Subcommittee Assignment.**

PUBLIC COMMENT - Items Not On the Agenda

RECEIPT OF CORRESPONDENCE

ITEMS FROM STAFF

ITEMS FROM COMMISSIONERS

ADJOURN

**Next Cultural Affairs Commission Meeting
Mike Balkman Council Chambers
January 10, 2012
7:00 PM**

December 2011 Public Meeting Tentative Schedule –

Date	Day	Time	Location
<i>City Council & Redevelopment Agency</i>			
<i>December 5, 12</i>	<i>Monday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>Parks and Recreation Commission</i>			
<i>December 6</i>	<i>Tuesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>Planning Commission</i>			
<i>December 14</i>	<i>Wednesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>
<i>Civil Service Commission</i>			
<i>December 7</i>	<i>Wednesday</i>	<i>7:00 PM</i>	<i>Council Chambers</i>

- *Times and dates may be changed.*
- *Meetings may be added or changed*

City of Culver City, California
Cultural Affairs Commission Agenda Item Report

Meeting Date: 12/13/11	Item Number: <u>A-1</u>
AGENDA ITEM: 1) Update on Maintenance of Public Art in Culver City; and 2) Consideration of LA Propoint, Inc.'s Proposal for Future Maintenance of Ed Carpenter's <i>Hanging Garden</i> at City Hall and Restoration of Don Merkt's <i>Crossed Currents</i> at 4343 Duquesne Avenue and Provide a Recommendation to City Council	
Contact Person/Dept.: Christine Byers/ Community Development	Phone Number: (310) 253-5776
Fiscal Impact: Yes ☒ No ☐	General Fund: Yes ☐ No ☒
Public Hearing: ☐	Action Item: ☒ Attachments: ☒
Public Notification: Meetings and Agendas – Cultural Affairs (12/09/2011); LA Propoint, Inc. (12/09/2011)	
Department Approval: Todd Tipton	

RECOMMENDATION:

That the Cultural Affairs Commission ("CAC") 1) receive and file information provided herein and provide comments to staff; and, 2) make a recommendation to City Council about entering into a professional services agreement with LA Propoint, Inc. for future maintenance of Ed Carpenter's *Hanging Garden* at City Hall and restoration of Don Merkt's sculpture, *Crossed Currents* at 4343 Duquesne Avenue.

BACKGROUND:

Since the establishment in 1988 of Culver City's Art in Public Places Program ("APP Program") more than 90 individual pieces of artwork (including portions of or buildings approved under "Architecture as Art") have been commissioned for public display throughout the City. Approximately half of these artworks are on private property and the remaining half on public (City) property.

The purpose of an APP program is to enhance the quality of life for individuals living in, working in, and visiting the City, and to serve as a means for balancing the impacts of development and increase real property values. Culver City's existing public art collection (for purposes of discussion, "public art" is used interchangeably herein with "art in public places") represents internationally and nationally recognized visual artists, as well as work from emerging artists. Many of the art pieces reference the City's film studio history and its unique identity within the larger context of Los Angeles County.

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Section 15.06 et seq. of Culver City's Municipal Code ("CCMC") outlines the purpose, requirements for commissioning artwork, and future responsibility of property owners with regard to public art on their property.

Staff provided an update of maintenance of public art on both private and City-owned property to the CAC in October 2010. An updated matrix is attached that identifies the status of ongoing art maintenance efforts.

DISCUSSION:

Pursuant to Section 15.06.145 of the CCMC, maintenance of artwork (on both private and City-owned property) is the responsibility of the property owner and includes the preservation of the artwork, and protection against physical defacement, mutilation or alteration. The costs associated with on-going future maintenance are considered to be above and beyond the initial minimum investment for new artwork.

Since 2004, Cultural Affairs has hired a summer intern through a Getty Foundation grant program. The Getty Foundation intern has had the responsibility of completing inspections of public art throughout the City and following up with property owners where the artwork does not appear to be regularly maintained (such as cleaning and waxing, cutting back of surrounding landscaping, etc.) and/or has been damaged and will require more comprehensive conservation/restoration work. Property owners are provided with both artist contact information and a list of local American Institute for Conservation ("AIC")-affiliated object conservators in order for them to secure the necessary maintenance services. .

Public Art on Private Property:

In the past year, staff continued to assist owners with addressing a variety of issues, including assistance with implementing a program for maintenance as well as providing guidance in conjunction with larger, one-time conservation/restoration efforts. For 2011, these have included completion of work on the following artworks:

- *Walter* (Edna Martina Henry) / 200 & 300 Corporate Pointe
- *Five Elements* (Efrain Olivares) / 10113 – 10131 Jefferson Boulevard
- *Children in Flight* (Tom Farrage) / The Willows Community School
- *Willows* (Laddie John Dill) / The Willows Community School

The following artworks continue to require implementation of regular maintenance and/or restoration follow-up:

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- *After Market Wheels* (Paul Tzanetopoulos) / 4520 Sepulveda Boulevard
- *Euclid* (Victor Hugo Zayas) / 9599 Jefferson Boulevard
- *Studio Pass I & II* (Jim Heimann) / The Culver Studios
- *Three Sheets to the Wind* (Andrea Cohen Gehring) / 12211 Washington Boulevard
- *We're Holding Together Just Fine* (Kirk Saber) / 11441 Sepulveda Boulevard

Per Section 15.06.120 of the Culver City Municipal Code, artwork commissioned through the APP Program require covenants that outline the property owner's obligations to comply with the Art in Public Places Program requirements, including maintenance. Over 25 covenants were drafted in late 2010/early 2011 for signature and recordation with the Los Angeles County Recorder. Most of these were artworks commissioned in the 1990s; property owners for existing artworks have been contacted and are willing to sign a covenant for public art on their property. Execution and recordation of the above-referenced covenants is still ongoing.

Artwork on City Property:

Although many of the City's artworks have been placed on a regular maintenance schedule, others still require one-time restoration before regular maintenance can be implemented.

Since mid-October 2010, the City has paid approximately \$11,300 to Sculpture Conservation Studio for the conservation/restoration and maintenance of six City-owned sculptures. This amount includes costs associated with the larger restoration of Dora De Larios's *Tree of Life* in Dr. Paul Carlson Park which addressed significant damage to the metal components. The City's Parks, Recreation & Community Services and Public Works Departments assisted with repair of the planter, the irrigation system, lighting, and providing new landscaping which will not only better showcase the artwork but also help deter future vandalism.

Proposals for maintenance and restoration work on two City-owned artworks have been submitted as follows:

- Hanging Garden (Ed Carpenter) / City Hall: LA Propoint Inc., who completed the major restoration effort in 2008-09 that included replacement of much of the supporting framework, has submitted a proposal for regular maintenance that includes a thorough inspection and cleaning of both the framework and stained glass. The estimated cost for this is \$2,700 and does not include replacement of damaged glass and or other restoration work. The CAC

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Public Art Subcommittee (Vice Chair Musicant & Commissioner Koosed) reviewed this proposal, together with the current condition of the artwork, and concurred with staff that regular maintenance every other year would be sufficient. Staff recommends a \$12,000 contract that would cover three biennial maintenance treatments (to be completed in 2012, 2014 and 2016) and includes a contingency to cover any unforeseen repairs that may arise in the future.

- *Crossed Currents* (Don Merkt) / City Transportation Facility (completed 1999): The original paint application on this artwork is weathered and therefore compromised with regard to serving as an effective protective barrier for the steel structure. It is recommended that this paint be removed and replaced with a durable Tnemec coating (the existing paint is a Rodda Paint system). Because of the design and siting of the artwork, it would be more cost-efficient to disassemble the sculpture and complete the work off-site. LA Propoint, Inc. submitted an estimate for \$42,953 for the above-referenced work which was reviewed and supported by the CAC Public Art Subcommittee. (Due to the specialized nature of the work and the similarities to the *Hanging Garden* project, one vendor other than LA Propoint, Inc. was approached for the restoration of *Crossed Currents* but no other proposals were received.) The estimated lifespan of the Tnemec coating is between 10 – 20 years. Both staff and the CAC Public Art Subcommittee recommend a professional services agreement with a not to exceed amount of \$50,000 to cover the cost of the proposed work, plus money to cover a contingency.

Staff anticipates that an agenda item pertaining to a professional services agreement with LA Propoint, Inc. for the two-above referenced artworks would be placed on City Council agenda in early 2012. However, prior to commencing work on *Crossed Currents*, staff's priority is to complete maintenance and/or restoration on the artworks listed below:

- *Almost Invisible Boxes* (Joshua Callaghan)
- *Truth or Fiction* (Nobuho Nagasawa)
- *Rivers of the World* mural
- *La Ballona* (May Sun)
- *Panoramic* (Barbara McCarren)
- *Moving Pictures* (Wick Alexander)

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Cultural Affairs Commission Agenda Item Report

FISCAL ANALYSIS:

All costs associated with maintenance and restoration for City-owned artwork are paid for by the Art Fund (Fund 413). Currently there is \$39,218 available for maintenance (41300634) and \$121,614 for (41300824) for restoration of artwork. (These amounts include prior fiscal year carryovers.) The current estimated Art Fund balance is approximately \$764,515 with an estimated amount available of \$223,213 (total resources less the amount appropriated). The total estimated amount for professional services agreements for the above-referenced City owned artworks (eight artworks total) is approximately \$122,000 - \$125,000 at the outside (with certain agreements extending over several years). Sculpture Conservation Studio's contract was amended in 2010 for an additional \$20,000 with approximately \$5,700 available.

ATTACHMENTS:

1. LA Propoint, Inc. proposal for Maintenance of *Hanging Garden* and Restoration of *Crossed Currents*.
2. Matrix identifying the status of ongoing art maintenance efforts.

MOTION:

That the Cultural Affairs Commission:

1. Receive and file information as provided by staff;

AND

2. Recommend that the City Council authorize a professional services agreement with LA Propoint, Inc. for maintenance of Ed Carpenter's *Hanging Garden* at City Hall in an amount not to exceed \$12,000;

AND

3. Recommend that the City Council authorize a professional services agreement with LA Propoint, Inc. for restoration of Don Merkt's *Crossed Currents* at 4343 Duquesne Avenue with an amount not to exceed of \$50,000.

MEETING DATE: December 13, 2011

AGENDA ITEM: 1) Update on Maintenance of Public Art in Culver City; and, 2) Consideration of LA Propoint, Inc.'s Proposal for Future Maintenance of Ed Carpenter's *Hanging Garden* at City Hall and Restoration of Don Merkt's *Crossed Currents* at 4343 Duquesne Avenue and Provide a Recommendation to City Council

ATTACHMENTS

	<u>Pages</u>
1. LA Propoint, Inc. proposal for Maintenance of <i>Hanging Garden</i> and Restoration of <i>Crossed Currents</i>	1 - 3
2. Matrix identifying the status of ongoing art maintenance efforts	4



ATTACHMENT 1

LA PROPOINT, INC.
10870 La Tuna Canyon
Sun Valley, CA 91352

Contractor License No. 843907

L. A. City Fabricator License No. 2030

Date: 10/31/11
Project Name: Culver City Hanging Gardens Maintenance
Install Date: TBD
Client Name: Christine Byers
Client Company: City of Culver City

Bid By: Mark Riddlesperger

Phone: 818-767-6800

Fax: 818-767-3900

Proposal

Price Includes the following:

1.) Visual Inspection	\$980.00
2.) Cleaning	\$700.00
3.) Report	\$580.00
4.) Equipment Rental	\$400.00

Subtotal \$2,660.00

CA State Sales Tax * 9.25% \$16.65

Grand Total \$2,676.65

Installation Includes:

Visual Inspection

- > Provide visual inspection of Hanging Garden Steel Structure and Stained Glass via Scaffolding. Note and photo document any steel, paint or glass issues
- > Provide a brief written report of findings with photographs

Cleaning

- > Cleaning of all steel members and glass

> Equipment Rental

Scaffolding

* Sales tax applies to rental equipment, materials, and fabrication labor only



LA PROPOINT, INC.
10870 La Tuna Canyon
Sun Valley, CA 91352

Contractor License No. 843907

L. A. City Fabricator License No. FB 02030

Date: 10/31/11
Project Name: Crossed Currents Sculpture Refurbishment
Install Date: TBD
Client Name: Christine Byers
Client Company: City of Culver City

Bid By: Mark Riddlesperger

Phone: 818-767-6800

Fax: 818-767-3900

Proposal

Price Includes the following:

1.) De-Installation and Trucking	\$5,920.50
2.) Shop inspection and Clean up	\$2,902.00
3.) Sand Blast and Paint	\$23,888.00
4.) Re-Installation	\$7,605.50
Subtotal	\$40,316.00
CA State Sales Tax 9.75%	\$2,637.18
Grand Total	\$42,953.18

Price Includes:

> De Installation and Trucking

Roto-Boom High Reach Forklift
Articulating Boom Lift
Trucking to LAPP shop
De Installation labor
Labor Load Truck

> Shop Inspection and Clean Up

Labor to off load truck
Full visual inspection of sculpture components
Photo documentation with a brief written report of our findings
Minor repairs if required
Reload Truck and Ship to Paint Shop

> Sand Blast and Paint

Trucking from LAPP shop to Paint shop



LA PROPOINT, INC.
10870 La Tuna Canyon
Sun Valley, CA 91352

Contractor License No. 843907

L. A. City Fabricator License No. FB 02030

Blast to remove paint to NACE 3 SSPC SP6 commercial blast or better
Prime with Tnemec 90-97 inorganic zinc primer (2-4 mils)

Crossed Currents Sculpture Referbishment (Cont.)

Intermediate coating of Tnemec Series 69 high solid epoxy (3-5 mils)
Top coating of Tnemec Series 1074 acrylic polyurethane (3-5 mils)
NACE (National Association of Corrosion Engineers) coatings certified inspection
Trucking from paint shop to job site

> Re-Installation

Roto-Boom High Reach Forklift
Articulating Boom Lift
Labor to off load truck
Re Installation labor
Purchase new structural bolts of a proper length for re-assembly (Some existing bolts are too short, rusted and not of a proper length to allow for full engagement through the nuts)

Not Included:

- > Drawings, Sketches or written documentation
- > Structural engineering review
- > PE Stamp
- > Permits and Fees
- > Major repairs if required. (If any major repairs are necessary we will provide a written description of the work to be performed, associated costs and request to execute the work on a time and materials basis)

ATTACHMENT 2

Matrix identifying the status of ongoing art maintenance efforts.

(This attachment will be transmitted electronically under separate cover and a hard copy provided to the CAC at the meeting on December 13, 2011.)

City of Culver City, California
Cultural Affairs Commission Agenda Item Report

Meeting Date: 12/13/11		Item Number: <u>A-2</u>	
AGENDA ITEM: Creation and Assignment of Commissioners to an Ad Hoc Subcommittee for the Commemoration of the 25th Anniversary of the Art in Public Places Program			
Contact Person/Dept.: Christine Byers, Cultural Affairs		Phone Number: (310) 253-5776	
Fiscal Impact: Yes ☐ No ☒		General Fund: Yes ☐ No ☐	
Public Hearing: ☐		Action Item: ☒	Attachments: ☒
Public Notification: Cultural Affairs Master E-Mail Notification List (12/09/2011)			
Department Approval: Sol Blumenfeld		City Attorney Approval: N/A	
Chief Financial Officer Approval: N/A		City Manager Approval: N/A	

RECOMMENDATION:

Staff recommends that the Cultural Affairs Commission ("CAC"): 1) provide direction and input regarding the creation of an Ad Hoc Subcommittee to assist with planning for potential special programming in conjunction with the 25th Anniversary of the Art in Public Places Program in 2013; and, if the CAC so desires, 2) appoint two CAC members to this ad hoc subcommittee.

BACKGROUND and DISCUSSION:

On September 13, 2011, the CAC reviewed the list of existing subcommittees, dissolved, modified and/or reconfirmed subcommittees, and assigned commissioners to subcommittees for Fiscal year 2011-12. Three ad hoc subcommittees and two standing subcommittees were created by majority vote and assignments made to each (see attached).

At the November 8, 2011 CAC meeting, Vice Chair Musicant made a motion, which carried unanimously, requesting that the creation of an ad hoc subcommittee focusing on the 25th Anniversary of the Art in Public Places Program be brought back to the CAC for consideration.

In general, an "ad hoc" subcommittee serves only a limited or single purpose, it is not perpetual, can be created at any time when a need for one is presented, and is

City of Culver City, California
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dissolved when its specific task has been completed. Ad hoc subcommittees do not constitute a “legislative body” and are not subject to the Brown Act.

Programming for 2013 to commemorate the 25th anniversary of the Art in Public Places Program would be subjected to both financial and staffing resources as well as City Manager and City Council approval of the Cultural Affairs budget and work program for Fiscal Years 2012-13 and/or 2013-14.

It is anticipated that in keeping with past practice, the review of all CAC subcommittees and assignments will be placed on the CAC agenda in July 2012.

FISCAL ANALYSIS:

Creation of an additional ad hoc subcommittee places an added demand on staff time for preparation and attendance of subcommittee meetings but usually streamlines the review process for agenda items brought before the CAC. Depending on the nature of programming suggestions, there may be no change or an increase in the proposed budget for Cultural Affairs for FY 2012-13 and/or FY 2013-14. In general, however, funding for Art in Public Places Program initiatives comes from the Art Fund (Fund 413) which is a restricted fund.

ATTACHMENTS:

1. FY 2011 – 2012 Cultural Affairs Commission Subcommittee Assignments.

MOTION:

That the Cultural Affairs Commission:

1. Provide direction and input regarding the creation of an Ad Hoc Subcommittee for the 25th Anniversary of the Art in Public Places Program;

AND

2. Appoint two Commissioners to this ad hoc subcommittee.

MEETING DATE: December 13, 2011

AGENDA ITEM: Creation and Assignment of Commissioners to an
Ad Hoc Subcommittee for the Commemoration of
the 25th Anniversary of the Art in Public Places
Program

ATTACHMENTS

	<u>Pages</u>
1. FY 2011 – 2012 Cultural Affairs Commission Subcommittee Assignments	1

ATTACHMENT 1

CULTURAL AFFAIRS COMMISSION SUBCOMMITTEE ASSIGNMENTS

FY 2011 – 2012

Gayle Smashey (Chair)
Marlyn Musicant (Vice Chair)
Michelle Bernardin
Ronnie Jayne
Marla Koosed

SUBCOMMITTEE*

COMMISSIONERS

AD HOC:

2012 Culver City Music Festival	Jayne / Bernardin
2012 Culver City Performing Arts Grant Program	Smashey/ Jayne
Art in Public Places Ordinance	Smashey /Koosed

STANDING:

Public Art	Musicant/ Koosed
Historic Preservation	Musicant/ Bernardin

*At the September 13, 2011 Cultural Affairs Commission meeting, the Commission dissolved all existing subcommittees and created ad hoc or standing subcommittees based on those that make recommendations for review by the Commission or City Council.