

#### ITEM TITLE:

A Resolution accepting the recommendation of the City Manager to waive the competitive bid process of the procurement code as a Special Procurement/Bid Waiver for the purchase of three Wizard of Oz themed statues—Dorothy, Toto, and the Tin Man—from Brodin Studios Inc. for installation at the new Mayor Dorothy Thomson Park located at the corner of Toledo Street and Alava avenue, pursuant to Section 2-691 of the City's Procurement Code.

## **DEPARTMENT HEAD RECOMMENDATION:**

Approval.

### **BRIEF HISTORY:**

A Resolution of the City Commission naming the acquired city property located at Toledo Street and Alava Avenue in honor of the city's first and only female mayor, Dorothy Thomson. Her involvement in the sale of the property to the city was integral to making this space a community park and now carries the name "Mayor Dorothy H. Thomson Park.

The inclusion of Wizard of Oz themed elements was specifically requested by Mayor Dorothy Thomson during the March 13, 2024 commission meeting. The Commission expressed strong support for this thematic direction, recognizing its symbolic value and connection to the park's namesake.

Brodin Studios Inc. has previously produced high-quality Wizard of Oz sculptures for a public park in Michigan. Photographs of their work were reviewed and shared with Mayor Thomson, who expressed her approval of both the artistic design and the specific character selection. Brodin Studios has demonstrated proven experience and capability in producing these exact types of themed sculptures, making them uniquely qualified for this project.

Due to the specialized nature of the requested artwork, the strong preference of the former Mayor and Commission, and the desire to ensure consistency with previously executed designs, we believe that pursuing a competitive bidding process would not serve the best interests of the project. Brodin Studios is the only known provider with existing, high-quality designs that meet the vision and thematic intent of the park.

Section 2-691 of the Procurement Code entitled "Special Procurement/Bid Waiver" authorizes the Chief Procurement Officer to initiate a special procurement/bid waiver when an unusual or unique situation exists that makes the application of all requirements of competitive sealed bidding or competitive sealed proposal contrary to the public interest.

### **FINANCIAL INFORMATION:**

No.	Amount	Account No.	Source of Funds
1.	\$68,000 per contract	310-1606-572-6350 PARKS MATRIX - GCI	General Capital Fund
2.			
Total:	\$68,000		

## Fiscal Impact:

The purchase will span between two fiscal years as the commissioning of these pieces can take between 10-14 months.

A down-payment of twenty-one thousand dollars (\$21,000.00) shall accompany the signed commission agreement, prior to beginning work. A second payment of twenty-one thousand dollars (\$21,000.00) shall be due and payable when the artwork is more than halfway cast. When the artwork is completed and ready to install, payment of the remaining balance of the commission fee of twenty-one thousand dollars and no cents (\$21,000.00)

Delivery and installation charges will be billed separately and shall not exceed five thousand dollars (\$5,000.00)

# ATTACHMENT(S):

- 1. Resolution
- 2. Sculpture Design