

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. _____

A RESOLUTION APPROVING THE CONCEPT AND COMMISSIONING OF A WORK OF PUBLIC ART BY R & R STUDIOS IN CONJUNCTION WITH THE VILLAGE DEVELOPMENT PROJECT, ENCOMPASSING THE CITY BLOCK BORDERED BY: SEGOVIA STREET, MALAGA AVENUE, HERNANDO STREET, AND SANTANDER AVENUE, IN FULFILLMENT OF THE ART IN PUBLIC PLACES REQUIREMENT FOR PUBLIC ART IN PRIVATE DEVELOPMENT (UNANIMOUSLY RECOMMENDED BY THE ARTS ADVISORY PANEL APPROVAL/DENIAL VOTE: 6 TO 0; UNANIMOUSLY RECOMMENDED BY THE CULTURAL DEVELOPMENT BOARD APPROVAL/DENIAL VOTE: 4 TO 0).

WHEREAS, MG Developer (the "Developer") is constructing The Village development project, encompassing the city block bordered by: Segovia Street, Malaga Avenue, Hernando Street, and Santander Avenue (the "Project"); and

WHEREAS, the Developer has chosen the option of petitioning for a waiver of the Art in Public Places Fee requirement by commissioning and installing artwork as specified in the Zoning Code, Article 9; and

WHEREAS, the Project meets the requirement to contribute one percent (1.0%) of the aggregate project value to the Art Acquisition Fund pursuant to Article 9, Section 9-103 of the Coral Gables Zoning Code; and

WHEREAS, R & R Studios (the "Artist"), selected by the Developer, was approved as a qualified artist by the Arts Advisory Panel in accordance with the City of Coral Gables Art in Public Places: Funding, Goals, and Implementation Guidelines; and

WHEREAS, on July 5, 2023, a concept proposal of a public artwork by R & R Studios was presented to the Arts Advisory Panel for review, which recommended acceptance of the concept to the Cultural Development Board; and

WHEREAS, on July 18, 2023, the concept proposal of the recommended public artwork by R & R Studios was presented to the Cultural Development Board, which reviewed it and accepted the recommendation of the Arts Advisory Panel to recommend the Artists' concept; and

WHEREAS, the proposed art piece and related expenses is estimated to be \$400,000 (four hundred thousand dollars) which will be compared to the required 1% of the Aggregate Project Value of the project and shall not replace expenses toward established lighting requirements for the project as stated in The Village development agreement; and

WHEREAS, Developer is required to provide for the perpetual maintenance of the artwork in accordance with the City of Coral Gables Art in Public Places: Funding, Goals, and Implementation Guidelines which will be memorialized in a covenant for encroachment into the Right-of-Way to run with the land; and

WHEREAS, approval of this request is contingent upon the appropriate execution of a covenant acceptable to the City Attorney’s Office, including documented coordination with Florida Power and Light (FPL) and a signed agreement detailing responsibility for ongoing maintenance.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. That the foregoing “Whereas” clauses are here hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon the adoption hereof.

SECTION 2. The City Commission does hereby approve the Artist's concept and proposed preliminary budget for a work of public art by R & R Studios in fulfillment of the Art in Public Places requirement, attached hereto as Exhibit A, provided that such work shall meet all other applicable criteria of the Zoning Code, and other applicable codes, statutes, laws, rules, and regulations; provided that the Developer pay any difference in the balance to the City for deposit into the Art in Public Places fund.

SECTION 4. That this resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS TWENTY-SIXTH DAY OF SEPTEMBER A.D.,
2023

VINCE LAGO
MAYOR

ATTEST:

BILLY Y. URQUIA
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

CRISTINA M. SUÁREZ
CITY ATTORNEY