

RESOLUTION NUMBER R- 265568

ADOPTED ON APR 28 1986

WHEREAS, Danah Fayman and Pacific Centre Associates, a partnership composed of the Koll Company and La Salle Partners commissioned a work of art by Charles Ross to be installed in the plaza of the Wells Fargo Building and intended said work of art to be a gift to The City of San Diego for the enjoyment of the public and the aesthetic enhancement and revitalization of the downtown area; and

WHEREAS, they were later joined in this effort by the law firm of Rogers and Wells, a tenant in the Wells Fargo Building; and

WHEREAS, the work once installed will become an integral part of the Wells Fargo Building plaza; and

WHEREAS, it is a condition of the intended gift that The City of San Diego agree not to remove the work from its location in the Wells Fargo Building plaza; and

WHEREAS, Pacific Centre Associates, on behalf of themselves and their successors in interest as owners of the Wells Fargo Building have agreed as follows:

(1) To maintain, supply and pay all charges for utilities necessary to serve the installed work;

(2) To perform or cause to be performed at its sole expense such maintenance and repair of the work as is reasonably required;

(3) To maintain adequate property damage insurance in order that a fund will be created from which any repairs or replacement required by the work by reason of any damage suffered thereto can be made; and

(4) To maintain liability insurance of appropriate limits, naming the artist, Charles Ross, and The City of San Diego, as insureds;

and

WHEREAS, it is the desire of the contributors, Danah Fayman, Pacific Centre Associates, and Rogers and Wells, that the City accept this substantial work of art by Charles Ross as a gift on behalf of the citizens of San Diego, subject to the conditions outlined above; and

WHEREAS, it is understood that the City reserves the right to evaluate each such proffered gift as being acceptable and it has been determined that this work of art will be an exceptional artistic and architectural addition to the City; and

WHEREAS, it is further understood that the donor will provide input and seek prior concurrence by the City regarding the matter of appropriate limits for liability insurance, as specified above in subsection (4) of Pacific Centre Associates agreed upon conditions; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that in consideration of the recitals set forth above, this Council, for and on behalf of the people of San Diego, does hereby accept the generous donation of artwork by Charles Ross from Danah Fayman, Pacific Centre Associates, and Rogers and Wells.

BE IT FURTHER RESOLVED, that said artwork donors are hereby extended an expression of gratitude for their display of cultural and artistic generosity to the City.

APPROVED: JOHN W. WITT, City Attorney

By Jack Katz  
Jack Katz, Chief Deputy

JK:smm  
4/15/86  
REV. 4/17/86  
Or. Dept: Dep. Mayor  
R-86-1987  
Form=r.none

#114

APR 28 1986

Passed and adopted by the Council of The City of San Diego on ..... ,  
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> VACANT

AUTHENTICATED BY:

ED STRUIKSMA

Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California .

(Seal)

By *June A. Blackwell* , Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-265568* Adopted **APR 28 1986**

RECEIVED  
CITY CLERK'S OFFICE  
1986 APR 17 PM 4:00  
SAN DIEGO, CALIF.

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