

RESOLUTION NUMBER R- 293797

ADOPTED ON SEP 12 2000

WHEREAS, the People of Mexico and the renowned Mexican artist Maestro Leonardo Nierman have offered to the City of San Diego a sculpture entitled "Flame of Friendship," as a symbol of international goodwill and friendship between Mexico and the United States; and

WHEREAS, the Mexican Consul General and the artist have expressed a preference to have the sculpture placed in an appropriately prominent place along the San Diego bayfront within the City of San Diego, but are willing to accept another appropriate placement; and

WHEREAS, the artist will incur the cost of production and transportation to the City; and

WHEREAS, the City Council finds that this sculpture would be a tremendous asset to the City; and

WHEREAS, the City is honored to have its neighboring country and this respected artist make this offer of friendship and goodwill; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City graciously accepts the gift of the sculpture, "Flame of Friendship," by the artist Maestro Leonardo Nierman, from the people of Mexico.

BE IT FURTHER RESOLVED, that the City Manager be and he is hereby directed to take all steps necessary in order to accept this gift and place it in an appropriate location for the enjoyment of the people of the City of San Diego, including but not limited to the following:

1. Coordinate with the Mexican Consulate in San Diego and make arrangements for the delivery of the sculpture to the City of San Diego and have it appropriately and safely stored pending the final placement and construction of the necessary support for the sculpture;

2. Negotiate with the San Diego Unified Port District and other entities as necessary (which may include the San Diego Convention Center Corporation, or private donors willing to contribute to the cost of installation) in an effort to reach agreement as to: (a) the placement of the sculpture in an appropriate place along the San Diego bayfront within the City of San Diego, (b) the allocation of operational responsibility for the storage of the sculpture, fabrication of a pedestal and plaques honoring the artist, the people of Mexico, and any other donors contributing to this effort, and the installation and maintenance of the sculpture, the pedestal and plaques, and (c) the allocation of responsibility for the cost of such storage, fabrication, installation and maintenance; and

3. If agreements with the Port District and other entities (as necessary) are reached, to take all steps and enter into all contracts necessary to install the sculpture in the agreed-upon location.

BE IT FURTHER RESOLVED, that if the City Manager is unable to reach agreement with the Port District with respect to all of the foregoing, he is directed in the alternative to identify an appropriate location elsewhere within the City of San Diego for the placement of the

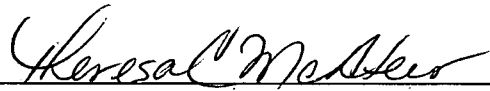
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sculpture, and to do all things necessary to cause the fabrication and installation of the pedestal,  
sculpture, and appropriate plaques, and to provide for its maintenance.

APPROVED: CASEY GWINN, City Attorney

By   
Theresa C. McAteer  
Deputy City Attorney

TCM:cmg  
08/29/00  
Or.Dept: Mayor  
Aud.Cert:  
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