

RESOLUTION NUMBER R- 311471

DATE OF FINAL PASSAGE DEC 15 2017

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING EXECUTION OF A DEED OF GIFT WITH THE THOMAS O. RASMUSSEN LIVING TRUST ACCEPTING A PRIVATE MONETARY DONATION FOR THE PURPOSE OF ART COLLECTIONS MANAGEMENT AND ARTWORK ACQUISITION.

WHEREAS, the City of San Diego’s Commission for Arts and Culture (Commission) has received a proposed monetary donation, which has been approved by the City of San Diego’s (City) Chief Operating Officer pursuant to *City of San Diego Council Policy 100-02 – Donation Acceptance (Donations of Cash/Real Goods Valued at \$250,000 or Greater)*; and

WHEREAS, the Thomas O. Rasmussen Living Trust (Donor) is proposing a gift to the City that includes 27 artworks by various artists in conjunction with a restricted monetary donation of \$700,000, plus any residual amounts available within six months of ultimate satisfaction of the gift of trust assets to the beneficiary Gary Allen Thomas; and

WHEREAS, the monetary gift is proposed to be used for art collections management and artwork acquisition in the following manner: collections management activities (maintenance, conservation, exhibition, documentation, storage, transportation, framing, and installation) of the 27 artworks; acquisition of new artwork(s) for the City’s Civic Art Collection; and conservation, maintenance, and improvements of other existing artwork(s) in the Civic Art Collection, which are located in places accessible to the public; and

WHEREAS, 27 artworks from the Donor have been evaluated by the Commission and recommended for acceptance into the Civic Art Collection, and such acceptance is contingent on the acceptance of the proposed monetary donation; and

WHEREAS, Commission staff has evaluated the proposed restrictions for the monetary donation, as described in the deed of gift between the Donor and City, and believes they are acceptable; and

WHEREAS, acceptance of the monetary donation will not require expenditures that exceed the Commission's approved annual budget; and

WHEREAS, the Commission requests authorization from the Council of the City of San Diego for the City to accept the monetary donation, for the Mayor or his designee to execute the deed of gift, and for the Chief Financial Officer to accept and deposit the monetary portion of the gift in the Public Art Fund, Fund 200002, Cost Center 1412000013; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City is authorized to accept the monetary donation of \$700,000, plus any residual amounts available within six months of ultimate satisfaction of the gift of trust assets to the beneficiary Gary Allen Thomas.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is authorized to execute, for and on behalf of the City, a deed of gift with the Thomas O. Rasmussen Living Trust, under the terms and conditions set forth in the agreement, on file in the Office of the City Clerk as Document No. RR- **311471** (Agreement).

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to accept and deposit the monetary donation in the amount of \$700,000, plus any residual amounts available within six months of ultimate satisfaction of the trust assets to the beneficiary Gary Allen Thomas, into the Public Art Fund, Fund 200002, Cost Center 1412000013, for the

purpose of art collections management and artwork acquisition consistent with the restrictions specified in the Agreement, contingent upon the execution of the deed of gift and receipt of funds.

APPROVED: MARA W. ELLIOTT, City Attorney

By

  
\_\_\_\_\_  
Jon D. Dwyer  
Deputy City Attorney

JDD:cw:amc

11/30/17

Or.Dept: Commission for Arts and Culture

CC No.: N/A

Doc. No.: 1629120

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 13 2017

ELIZABETH S. MALAND  
City Clerk

By

  
\_\_\_\_\_  
Deputy City Clerk

Approved:

12/14/17  
(date)

  
\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Vetoed:

\_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on DEC 13 2017, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

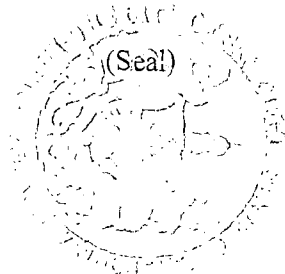
Date of final passage DEC 15 2017

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.



By Hinda Bruin, Deputy

Office of the City Clerk, San Diego, California  
Resolution Number R- 311471