

**SOUND TRANSIT  
STAFF REPORT**

**MOTION NO. M2007-57**

**Contract Amendment for Artists Services for Link Light Rail Construction**

<b>Meeting:</b>	<b>Date:</b>	<b>Type of Action:</b>	<b>Staff Contact:</b>	<b>Phone:</b>
Finance Committee	6/07/07	Discussion/Possible Action	<b>Barbara Luecke, Public Art Administrator</b>	(206) 398-5059

<b>Contract/Agreement Type:</b>	<b>✓</b>	<b>Requested Action:</b>	<b>✓</b>
Competitive Procurement	✓	Execute New Contract/Agreement	
Sole Source		Amend Existing Contract/Agreement	✓
Agreement with Other Jurisdiction(s)		Budget Amendment	
Real Estate		Property Acquisition	

**PROJECT NAME**

STArt Program

**PROPOSED ACTION**

Authorizes the chief executive officer to execute a contract amendment with Peter de Lory to provide fine art photography services documenting construction of the Central Link light rail project in the amount of \$75,000, with a 5% contingency of \$3,750 totaling \$78,750, for a new total authorized contract amount not to exceed \$277,575.

**KEY FEATURES of PROPOSED ACTION**

- The proposed action would authorize continuation of fine art photography services through completion of the Link light rail construction and dedication through end of 2009.
- The action is needed to provide for photographic and exhibition services and allow flexibility in the development of products for future exhibits, commemorative materials and preparation of images for archiving.

**BUDGET IMPACT SUMMARY**

There is no action outside of the Board-adopted budget; there are no contingency funds required, no subarea impacts, or funding required from other parties other than what is already assumed in the financial plan.

**BUDGET and FINANCIAL PLAN DISCUSSION**

The proposed action is consistent with the current adopted budget and is affordable within the agency's long-term financial plan and subarea financial capacity. The action will have no new revenue impact on Sound Transit.

The budget for this action is in the operating budget of the STart operating funds, which is on page 214 of the Adopted 2007 Budget Book.

**BUDGET TABLE**

**Summary for Board Action**

**Project: Art work for Central Link Light Rail - DeLory**

	2007 Board Adopted Budget <sup>1</sup> (A)	Spent to date (B)	This Action (C)	Total Committed & Action (D)	Uncommitted (Shortfall) (E)
1 Public Art	\$ 6,757,155	\$ 2,701,690	\$ 78,750	\$ 2,780,440	\$ 3,976,715
8 Total Current Budget	\$ 6,757,155	\$ 2,701,690	\$ 78,750	\$ 2,780,440	\$ 3,976,715

**Phase Budget Detail**

9 Public Art	\$ 6,757,155	\$ 2,701,690	\$ 78,750	\$ 2,780,440	\$ 3,976,715
10 Art projects	\$ -	\$ -	\$ -	\$ -	\$ -
11 Total Phase	\$ 6,757,155	\$ 2,701,690	\$ 78,750	\$ 2,780,440	\$ 3,976,715

**Contract Budget**

	Current Approved Contract Value (F)	Spent to Date (G)	Proposed Action (H)	Proposed Total Contract Value (I)
12 Delory	\$ 198,825	\$ 186,258	\$ 75,000	\$ 273,825
13 Contingency	\$ -	\$ -	\$ 3,750	\$ 3,750
14 Total	\$ 198,825	\$ 186,258	\$ 78,750	\$ 277,575
15 Percent Contingency	0%	0%	5%	1%

**Notes:**

1

Project budget is located on page 215 of the Adopted 2007 Budget book.

**SMALL BUSINESS PARTICIPATION**

Peter de Lory is a self-employed, small business enterprise.

**PROJECT DESCRIPTION and BACKGROUND for PROPOSED ACTION**

Peter de Lory was commissioned in 1999 by the Sound Transit public art program as a photographer in residence. The contract was executed through the authority of the chief executive officer. Mr. de Lory's scope of work is to produce images that chronicle, interpret and honor the building of this new, major regional transit system. De Lory began this work in January 2000. Some examples of how de Lory's work has been used to date:

- Fine art exhibits
- Reproduced in a commemorative book for Sounder (RailWorks)
- Translated to temporary artwork for construction sites
- Submitted to the Museum of History and Industry and the Washington State History Museum as historical record
- Online gallery of light rail construction

In 2005, the artist was assigned to focus entirely on the building of the Link light rail system. The Sound Transit art program will exhibit de Lory's work in a two-month exhibit at Seattle City Hall, as well as other locations throughout the agency's three-county district. In addition, his work will continue to be displayed through an online gallery showing light rail construction progress, and it is anticipated that his work will be sent to museums as historical record.

**Prior Board/Committee Actions on this Project**

<b>Motion/Resolution Number and Date</b>	<b>Summary of Action</b>
R98-1 01/22/98	Established the Sound Transit Art Program guidelines and adopted a budget policy
Motion No. 40 09/11/97	Committed to the integration of public art in the implementation of Sound Move

**CONSEQUENCES of DELAY**

Construction of the Link light rail project is ongoing. If de Lory's services are not secured through completion of construction, the agency will lose the continuity of de Lory's high-quality documentation of history in the making.

**PUBLIC INVOLVEMENT**

Not applicable to this action.

**LEGAL REVIEW**

JW 6/1/07

## SOUND TRANSIT

### MOTION NO. M2007-57

A motion of the Finance Committee of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to execute a contract amendment with Peter de Lory to provide fine art photography services documenting construction of the Central Link light rail project in the amount of \$75,000, with a 5% contingency of \$3,750 totaling \$78,750, for a new total authorized contract amount not to exceed \$277,575.

#### Background:

Peter de Lory was commissioned in 1999 by the Sound Transit public art program as a photographer in residence. The contract was executed through the authority of the chief executive officer. Mr. de Lory's scope of work is to produce images that chronicle, interpret and honor the building of this new, major regional transit system. De Lory began this work in January 2000. Some examples of how de Lory's work has been used to date:

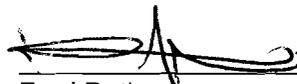
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#### Motion:

It is hereby moved by the Finance Committee of the Central Puget Sound Regional Transit Authority that the chief executive officer is authorized to execute a contract amendment with Peter de Lory to provide fine art photography services documenting construction of the Central Link light rail project in the amount of \$75,000, with a 5% contingency of \$3,750 totaling \$78,750, for a new total authorized contract amount not to exceed \$277,575.

APPROVED by the Finance Committee of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on June 7, 2007.

  
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Fred Butler  
Finance Committee Chair

ATTEST:

  
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Carol A. Doering  
Acting Board Administrator