SUMMARY STATEMENT

ITEM NO.: DRPA-19-036  
SUBJECT: Association for Public Art  
Right of Entry of DRPA Property at Broad and Packer Streets, Philadelphia, PA.

COMMITTEE:  
Operations & Maintenance

COMMITTEE MEETING DATE: April 2, 2019

BOARD ACTION DATE: April 17, 2019

PROPOSAL: That the Board authorizes staff to enter into an agreement with Association for Public Art permitting use of DRPA property on the south west corner of Broad & Packer Streets in South Philadelphia, adjacent to the Walt Whitman Bridge, for a routine maintenance of the Walt Whitman sculpture in place there, and for a commemorative gathering celebrating Walt Whitman’s birthday on May 17th, 2019.

PURPOSE: To enter into an agreement with the Association for Public Art (“aPA”) allowing the use of DRPA property for routine maintenance of the Walt Whitman sculpture in place there, and for a commemorative gathering celebrating Walt Whitman’s birthday on May 17th, 2019. There is no cost incurred by DRPA related to this event. All cost and insurance issues are the responsibility of aPA.

BACKGROUND: The is responsible for providing ongoing annual conservation maintenance and care to the sculpture "Walt Whitman" by Jo Davidson, installed at the Broad and Packer Streets site in 1959. The organization has requested annual site access during May for their conservation professionals and aPA staff to enter the property (currently open space) for routine maintenance as needed. Additionally, on May 17, 2019 from 10AM-2PM aPA requested to hold a small public event (approximately 25 adults 18+) to commemorate the 200-year anniversary of Whitman's birth, as part of the celebration "Whitman at 200: Art & Democracy." Event to include a poetry reading and demonstration of conservation treatment.
aPA shall provide a Certificate of Insurance for the following: Commercial General Liability with limits of $1,000,000 Each Occurrence, $2,000,000 General Aggregate, $1,000,000 Products/Completed Operations Aggregate, Participants’ Legal Liability with limits of $1,000,000 Each Occurrence/Aggregate and Accident Medical coverage with an aggregate limit of $250,000 and all policies shall name the DRPA as Additional Insured, Primary Non-Contributory including a Waiver of Subrogation.

Costs for utilities, cleaning during and after the event and security during the event are incurred by aPA. Event is open to the public.

**SUMMARY:**

- **Amount:** $0
- **Source of Funds:** N/A
- **Capital Project #:** N/A
- **Operating Budget:** $0
- **Master Plan Status:** N/A
- **Other Fund Sources:** N/A
- **Duration of Contract:** N/A
- **Other Parties Involved:** 0
RESOLUTION

RESOLVED: That the Board authorizes Association for Public Art (aPA) to use DRPA property at Broad and Packer Streets in Philadelphia for routine maintenance of the Walt Whitman sculpture there and a commemorative gathering on May 17th 2019.

RESOLVED: The Chair, Vice Chair and the Chief Executive Officer must approve and are hereby authorized to approve and execute all necessary agreements, contracts, or other documents on behalf of the DRPA. If such agreements, contracts, or other documents have been approved by the Chair, Vice Chair and Chief Executive Officer and if thereafter either the Chair or Vice Chair is absent or unavailable, the remaining Officer may execute the said document(s) on behalf of DRPA along with the Chief Executive Officer. If both the Chair and Vice Chair are absent or unavailable, and if it is necessary to execute the said document(s) while they are absent or unavailable, then the Chief Executive Officer shall execute such documents on behalf of DRPA.

SUMMARY:

Amount: $0
Source of Funds: N/A
Capital Project #: N/A
Operating Budget: $0
Master Plan Status: N/A
Other Fund Sources: N/A
Duration of Contract: N/A
Other Parties Involved: 0