

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor Dan Gelber and Members of the City Commission

FROM: Rafael A. Paz, City Attorney 

DATE: February 9, 2022

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING RESOLUTION NO. 2022-31992, WHICH ACCEPTED THE RECOMMENDATION OF THE ART IN PUBLIC PLACES COMMITTEE TO APPROVE NORMAN BRAMAN'S DONATION OF ARTIST JAUME PLENSA'S MONUMENTAL SCULPTURE, MINNA (THE "WORK"), TO CLARIFY THAT MR. BRAMAN WILL MAKE PAYMENT TO THE CITY IN THE AMOUNT OF \$1,000,000.00, FOR THE CITY'S PURCHASE OF THE WORK, FOR INSTALLATION IN PRIDE PARK, WITH THE DONATION TO BE MADE IN TWO INSTALLMENTS OF \$500,000 EACH, PRIOR TO THE SHIPPING OF THE WORK TO THE CITY; AND AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO MAKE ANY AND ALL NECESSARY EXPENDITURES OF THE DONATED FUNDS FOR THE PURCHASE OF THE WORK.**

The attached Resolution is prepared at the request of Mayor Dan Gelber.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING RESOLUTION NO. 2022-31992, WHICH ACCEPTED THE RECOMMENDATION OF THE ART IN PUBLIC PLACES COMMITTEE TO APPROVE NORMAN BRAMAN'S DONATION OF ARTIST JAUME PLENSA'S MONUMENTAL SCULPTURE, *MINNA* (THE "WORK"), TO CLARIFY THAT MR. BRAMAN WILL MAKE PAYMENT TO THE CITY IN THE AMOUNT OF \$1,000,000.00, FOR THE CITY'S PURCHASE OF THE WORK, FOR INSTALLATION IN PRIDE PARK, WITH THE DONATION TO BE MADE IN TWO INSTALLMENTS OF \$500,000 EACH, PRIOR TO THE SHIPPING OF THE WORK TO THE CITY; AND AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO MAKE ANY AND ALL NECESSARY EXPENDITURES OF THE DONATED FUNDS FOR THE PURCHASE OF THE WORK.

WHEREAS, on November 23, 2021, Richard Gray Gallery (Chicago), on behalf of the donor Norman Braman, presented to the City's Art in Public Places Committee the proposed monumental sculpture, Jaume Plensa's *Minna* (2022) (the "Work"); and

WHEREAS, following a presentation of the Work by artist Jaume Plensa and upon reviewing the required submission materials, the Art in Public Places Committee made a unanimous motion to accept the Work as part of the City of Miami Beach Art in Public Places Collection and further recognize the generosity of Mr. Norman Braman in gifting this monumental work of public art to the City of Miami Beach; and

WHEREAS, on January 20, 2022, the Mayor and City Commission adopted Resolution No. 2022-31992, accepting the recommendation of the Art in Public Places Committee and approving Norman Braman's generous donation of artist Jaume Plensa's monumental Work, for installation in Pride Park; and

WHEREAS, Resolution No. 2022-31992 must be amended to clarify that Mr. Braman will be donating \$1,000,000 to the City, to fully fund the City's purchase of the Work; and

WHEREAS, the cost of the Work is \$1,000,000; the gallery requires 50% of the price due upon receipt of invoice, and the remaining 50% balance due prior to shipping of the Sculpture; and

WHEREAS, Mr. Braman has paid to the City the first \$500,000 installment for the purchase of the Work, with the remaining \$500,000 to be donated prior to the shipping of the Work; and

WHEREAS, the City will be responsible for shipping, site work, and installation of the Sculpture, in the approximate amount of \$175,000; and

WHEREAS, City Administration recommends the acceptance of the aforementioned donation in furtherance of this purpose; and

WHEREAS, the Mayor and City Commission desire to accept the donation of the funds to purchase the Work, and does so with gratitude to Mr. Braman for making possible this important contribution to the City's Art in Public Places program.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby amend Resolution No. 2022-31992, which accepted the recommendation of the Art in Public Places Committee to approve Norman Braman's donation of artist Jaime Plensa's monumental sculpture, *Minna* (the "Work"), to clarify that Mr. Braman will make payment to the City in the amount of \$1,000,000.00, for the City's purchase of the Work, for installation in Pride Park, with the donation to be made in two installments of \$500,000 each, prior to the shipping of the work to the City; and authorize the City Manager, or her designee, to make any and all necessary expenditures of the donated funds for the purchase of the Work.

PASSED and ADOPTED this ____ day of _____, 2022.

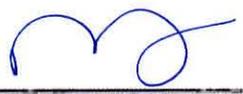
Dan Gelber, Mayor

ATTEST:

Rafael E. Granado, City Clerk

(Sponsored by Mayor Dan Gelber)

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney 

2-4-22
Date