



## Legislation Text

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File #: 21-458, Version: 1

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**STRATEGIC PRIORITY:** Quality of Life  
**AGENDA DATE:** March 24, 2021  
**COUNCIL DISTRICT(S):** 7  
**DEPARTMENT:** Office of Arts and Culture  
**EXECUTIVE:** Joey Zapata

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### SUBJECT

A resolution to ratify emergency art conservation services and contracts for City-owned artwork at the Hall of State damaged in the 2021 Texas winter weather event with **(1)** Gann Preservation Services, LLC in an amount not to exceed \$113,592.60 for the conservation of 18 orotone photographs; and **(2)** Helen A. Houpp Fine Art Conservation Incorporated in an amount not to exceed \$262,500.00 for the conservation of four murals - Total not to exceed \$376,092.60 - Financing: General Fund

### BACKGROUND

During the 2021 Texas winter weather event and subsequent thaw, multiple artworks that are part of the City of Dallas Public Art collection at the Hall of State were compromised and put under high-humidity conditions due to burst fire suppression pipes at that facility. There was a critical need for immediate examination, triage, and damage mitigation to the City-owned artworks by art conservators certified by the American Institute of Conservation, the national professional certification body. The initial examination of damages and triage were led in the first weekend by the Office of Art and Culture's Public Art Conservation and Collection Manager alongside the non-profit Texas Collections Emergency Resource Alliance, known as TX-CERA.

This action will ratify an emergency conservation services contract with Gann Preservation Services, LLC, the lowest responsible bidder of four for orotone photograph conservation and Helen A. Houpp Fine Art Conservation Incorporated, the lowest responsible bidder of four for mural conservation.

The City-owned artworks from the Hall of State requiring immediate conservation services are 18 large photographs printed on large glass plates, known as orotones, commissioned from by artist Polly Smith in 1935 as part of the Texas Centennial, and four murals created in 1936 by artists Olin Hermann Travis, Arthur Starr Niendorff, and Tom Lea. Of the four paintings, one is a fresco and three are oil on canvas. Images of two of the works described are attached as **Exhibit A**.

These services were procured utilizing emergency procurement guidelines which allow for the procurement of goods and services where routine bidding requirements cannot be followed. Texas Local Government Code Section 252.022 (a)(3) exempts procurements necessary because of unforeseen damage to public property. The conservation work and description of the artwork were emailed to American Institute of Conservation-certified contractors in the relevant practice areas:

Photography:

- Adapt Re:Adapt Conservation
- Brown Mountain Art Conservation
- Gann Preservation Services, LLC
- RLA Conservation

Murals (fresco and oil on canvas):

- Adapt Re:Adapt Conservation
- Brown Mountain Art Conservation
- Helen A. Houp Fine Art Conservation Incorporated
- RLA Conservation

Four bids for conservation of the 18 orotone photographs were submitted via email to the project manager by March 5, 2021:

<u>Bidders</u>	<u>Base Bid</u>
Gan Preservation Services, LLC	\$113,592.60
Adapt Re:Adapt Conservation	*Declined to bid
Brown Mountain Art Conservation	*Declined to bid
RLA Conservation	*Declined to bid

Four bids for conservation of the four murals were submitted via email to the project manager by March 5, 2021:

<u>Bidders</u>	<u>Base Bid</u>
Helen A. Houp Fine Art Conservation Incorporated	\$262,500.00
Adapt Re:Adapt Conservation	*Declined to bid
Brown Mountain Art Conservation	*Declined to bid
RLA Conservation	*Declined to bid

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

This item has no prior action.

**FISCAL INFORMATION**

Departments will track severe weather expenses and the City will seek reimbursement from the Federal Emergency Management Agency.

Fund	FY 2021	FY 2022	Future Years
General Fund	\$376,092.60	\$0.00	\$0.00

**M/WBE INFORMATION**

In accordance with the City’s Business Inclusion and Development Policy adopted on September 23, 2020, by Resolution No. 20-1430, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Procurement Category	M/WBE Goal	M/WBE %	M/WBE \$
\$376,092.60	Other Services	N/A	N/A	N/A
• The Business Inclusion and Development Policy does not apply to Emergency Procurements.				
• Gann Preservation Services, LLC - 100.00% Local • Helen A. Houpp Fine Art Conservation Incorporated - 100.00% Local				

**PROCUREMENT INFORMATION**

Emergency Procurement	<ul style="list-style-type: none"><li>• Procurement utilizing emergency procurement guidelines.</li><li>• Where routine bidding requirement cannot be followed.</li><li>• Emergency procurements are exempt from competitive bidding per the City Charter and State Law</li></ul>
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**OWNERS**

**Gann Preservation Services, LLC**

Lyzanne Gann, Director

**Helen A. Houpp Fine Art Conservation Incorporated**

Helen Houpp, President