



**General Services Agency
Parks & Recreation
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One
PETE VANDER POEL
District Two
AMY SHUKLIAN
District Three
EDDIE VALERO
District Four
DENNIS TOWNSEND
District Five

AGENDA DATE: April 30, 2019 - **REVISED**

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
CONTACT PERSON: Maria Benavides PHONE: 205-1124				

SUBJECT: Lily Pond Project at Mooney Grove Park

REQUEST(S):

That the Board of Supervisors:

1. Approve the staff recommendation to replace the Lily Pond structure with an artistic memorial to the pond on its site.
2. Approve the Public Art Installation Project Agreement with Garden Street Art Studio and the Tulare County Arts Consortium for the fabrication and installation of artwork at the Lily Pond location in Mooney Grove Park and project management services, in an amount not to exceed \$15,000.
3. Authorize the Chairman to sign the agreement.
4. Adopt the Categorical Exemption prepared pursuant to the California Environmental Quality Act (CEQA) and the State CEQA Guidelines per Section 15061(b)(3) Application by Public Agencies and Section 15303 New Construction or Conversion of Small Structures; respectively, for the Lily Pond Project.
5. Authorize the Environmental Assessment Officer, or designee, to sign and file the Notice of Exemption with the County Clerk.

SUMMARY:

The Lily Pond Art Project is a public art installation initiative to repurpose the non-functional Lily Pond and fountain at Mooney Grove Park. Historically, the Lily Pond was a popular feature of Mooney Grove, which included water lilies, fish, and a fountain. However, due to the need for repairs and the high cost of ongoing maintenance, the pond now sits empty and in a state of disrepair.

SUBJECT: Lily Pond Project at Mooney Grove Park

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In July 2018, the County partnered with the Visalia Arts Consortium to promote a Call for Proposals to design, create, and install a public art project that would repurpose the non-functional Lily Pond and fountain at Mooney Grove Park.

On September 25, 2018, the Board of Supervisors recognized the top three submissions for the art project and selected the Garden Street Art Studio as the winner. The total cost of the proposed project was \$18,000; \$500 for each of the top three artist submissions, \$15,000 to the selected artist for the design, fabrication and installation of the project, and \$1,500 to the Arts Consortium for administration of the call for proposals and management of the project.

Prior to project commencement, Parks and Capital Projects staff conducted a site inspection with the artists to discuss installation logistics. At that time, it became apparent that the Lily Pond fountain and surrounding rock wall were unstable, and concerns were raised regarding the structure's ability to withstand the weight of mosaics or tiles. In order to ensure the safety of the artist and general public, staff sought professional advice from a local architect. The architect provided a voluntary assessment, in which he identified several structural failings. In light of these structural failings, it was concluded that the existing structure is dangerously fragile in its current state, and it is not recommended to move forward with the proposed project without first undertaking significant repairs. Staff also sought a second opinion from Paradise Pools and a third opinion from a landscape architect who also came to the same conclusion.

Given this new information, staff has analyzed the following options regarding the Lily Pond Project:

1. Fully restore the Lily Pond to hold water and have a functioning fountain. Cost estimates range from \$300,000 to \$450,000.
2. Repair the structure to support the art installation without a water feature. Cost estimates could be as high as \$250,000.
3. Replace the existing structure with a prefabricated monument to support the art installation. This option is the most cost effective at an estimated total cost of \$78,000, which includes:
 - Removal of the existing structure by Parks staff
 - \$60,000 Design and installation of a prefabricated monument
 - \$18,000 Art installation
 - \$1,500 has already been paid to the top three artists who proposed installation ideas
 - \$1,500 will be paid to the Arts Consortium through Tulare County Agreement No. PA3420 for administration of the installation call for proposals and management of the project
 - The remaining \$15,000 will be paid to the Garden Street Art Studio for the fabrication and installation of artwork at the Lily Pond location.

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Based upon this analysis, staff recommends replacing the existing Lily Pond structure and erecting an artistic memorial to the pond on its site all while preserving key elements of the originally proposed art project on a smaller scale. The Museum and Historical Society are also interested in assisting with the development of an interpretive display including a narrative and historical photos of the pond and fountain. This option is the most cost effective and will require the least ongoing maintenance.

In accordance with the California Environmental Quality Act (CEQA), the County has also determined that two categorical exemptions: State CEQA Guidelines (14 Cal. Code Regs.) Section 15061(b)(3) Application by Public Agencies and Section 15303 New Construction or Conversion of Small Structures; respectively, are applicable to the proposed action.

FISCAL IMPACT/FINANCING:

Full restoration or repair of the existing structure are cost prohibitive. However, there are sufficient funds available in the Parks Capital Projects budget line 030-086-3200-8125 to cover the estimated \$78,000 cost for replacement of the structure and art installation – option three presented above. There is no Net County Cost to the General Fund.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's Strategic Business Plan includes the Quality of Life initiative. Management of this park will enable the County to improve the appearance and usability of the County's Parks, which provide essential quality of life recreational opportunities for County residents.

ADMINISTRATIVE SIGN-OFF:



Brooke Sisk
Assistant General Services Agency Director

cc: County Administrative Office

Attachment(s)
A – Public Art Installation Agreement
B – Notice of Exemption

BEFORE THE BOARD OF SUPERVISORS COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF LILY POND PROJECT)
AT MOONEY GROVE PARK) Resolution No. _____
) Agreement No. _____
)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____
_____, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

1. Approved the staff recommendation to replace the Lily Pond structure with an artistic memorial to the pond on its site.
2. Approved the Public Art Installation Project Agreement with Garden Street Art Studio and the Tulare County Arts Consortium for the fabrication and installation of artwork at the Lily Pond location in Mooney Grove Park and project management services, in an amount not to exceed \$15,000.
3. Authorized the Chairman to sign the agreement.
4. Adopted the Categorical Exemption prepared pursuant to the California Environmental Quality Act (CEQA) and the State CEQA Guidelines per Section 15061(b)(3) Application by Public Agencies and Section 15303 New Construction or Conversion of Small Structures; respectively, for the Lily Pond Project.
5. Authorized the Environmental Assessment Officer, or designee, to sign and file the Notice of Exemption with the County Clerk.

NOTICE OF EXEMPTION

Fee Exempt per Government Code Section 6103

To: Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

Tulare County Clerk
Room 105, Courthouse
221 South Mooney Blvd.
Visalia, CA 93291

Lead Agency: Tulare County Resource Management Agency
5961 South Mooney Blvd.
Visalia, CA 93277
(559) 624-7000
Attn: hguerra@co.tulare.ca.us

Applicant(s): Tulare County General Services Agency, Parks
2637 W. Burrel Ave., Suite 200
Visalia, CA 93291
(559) 205-1100

Project Title: Lily Pond Art Project

Project Location - Specific: The installation will take place at the former Lily Pond in Mooney Grove Park, located at 27000 S. Mooney Blvd., Visalia, CA.

Project Location- Section, Township, Range: Section 18, Township 19 S, Range 25 E of the Visalia USGS 7 ½ minute quadrangle

Project Location - City: City of Visalia

Project Location - County: Tulare

Description of Nature, Purpose, and Beneficiaries of Project: The Lily Pond Art Project is an art installation to repurpose the non-functional Lily Pond and fountain at Mooney Grove Park. Historically, the Lily Pond was a popular feature of Mooney Grove, which included water lilies, fish, and a fountain. However, due to the need for repairs and the high cost of ongoing maintenance, the pond now sits empty and in a state of disrepair. The County has partnered with the Tulare County Arts Consortium to seek proposals from local artists for an art installation at the site that would incorporate the history of the pond and other elements honoring Tulare County. Once a proposal is selected by the Board of Supervisors, the General Services Agency will oversee the installation.

Exempt Status: *(check one)*

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- General Rule Exemption: (14 Cal. Code Regs. Section 15061(b)(3))**
- Categorical Exemption: Sec. 15303 (New Construction or Conversion of Small Structures)**
- Statutory Exemptions:

DATE RECEIVED FOR FILING AT TULARE COUNTY CLERK

Reasons why project is exempt: This action is consistent with Class 3 Section 15303 (New Construction or Conversion of Small Structures) as the activity associated with the project are limited to installation of artwork in an area currently occupied by a pond in disrepair. Further, this activity/project is exempt from CEQA pursuant to the “general rule” or “common sense” exemption on the ground that it can be seen with certainty that there is no possibility that the activity (installation of artwork) may have a significant effect on the environment. Therefore, it can be concluded that the use of 14Cal. Code Regs., §15061, subd. (b)(3), and §15303 for the proposed activity/project are applicable and appropriate.

Name of Public Agency Approving Project: Tulare County Board of Supervisors

Project Planner/Representative: Brooke Sisk, Assistant GSA Director **Area Code/Telephone:** 559-205-1104

By: _____ Date: _____ Title: Chief Environmental Planner
Hector Guerra

By: _____ Date: _____ Title: Environmental Assessment Officer
Reed Schenke RMA Director

- Signed by Lead Agency
- Signed by Applicant

DATE RECEIVED FOR FILING AT STATE CLEARINGHOUSE (OPR)