

**RESOLUTION NO. XXXX**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA  
AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH GEOFFREY  
NELSON FOR THE BEGONIA COMMEMORATIVE PUBLIC ART PROJECT; AND AMENDING  
THE 2024-25 FISCAL YEAR CITY BUDGET AND CAPITAL IMPROVEMENT PROGRAM  
BUDGET TO ACCEPT A DONATION FROM THE CAPITOLA BEACH FESTIVAL AND  
ALLOCATE FUNDING**

**WHEREAS**, the City of Capitola's Public Art Ordinance (Municipal Code Chapter 2.58) requires all commercial projects valued at more than \$250,000 to either incorporate art into the project or contribute to the City's Public Art Fund. One of the responsibilities of the City's Art and Cultural Commission is to administer the Public Art Fund and recommend public art projects for the City of Capitola (CMC Chapter 2.56); and

**WHEREAS**, the City of Capitola was host to the Begonia Festival from the early 1950s through 2017, where the festival was closed due to the closure of local begonia fields; and

**WHEREAS**, in April 2018, the Capitola Begonia Festival Board contacted the City's Art and Cultural Commission to commission a commemorative art project to honor the Begonia Festival and pledged a donation of \$20,000 to this project; and

**WHEREAS**, the Art and Cultural Commission has reviewed artist submissions and recommended approval of an agreement with Geoffrey Nelson to create the Begonia Commemorative Public Art Project in the amount of \$40,000; and

**WHEREAS**, in August of 2024, the City accepted a donation of \$20,000 from the Capitola Beach Festival (formerly the Board of the Capitola Begonia Festival) for this Project and it is now necessary to adopt the 2024-25 Fiscal Year Budget for all City funds and Capital Improvement Program; and

**WHEREAS**, the City Council conducted budget study sessions, heard and considered public comments, had modified and proposed a budget accordingly, and on June 27, 2024, adopted such budget for the Fiscal Year July 1, 2024, through June 30, 2025; and

**WHEREAS**, the adopted FY 2024-25 budget's Public Art Fund included \$75,000 for public art projects; and

**WHEREAS**, since the adoption of the budget the has received an additional donation of \$20,000 for the Begonia Commemorative Art Project; and

**WHEREAS**, it is necessary to amend the Fiscal Year 2024-25 Adopted Budget to accept the \$20,000 donation and increase the project budget to include the \$18,000 in project site preparation expenditures; and

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the City Council of the City of Capitola that the 2024-25 Fiscal Year Budget is hereby amended, including Exhibit A (Budget Amendment) to this Resolution; and

**BE IT FURTHER RESOLVED** that the Finance Director is directed to enter the budget into the City's accounting records in accordance with appropriate accounting practices, and the City Manager, with the Finance Director's assistance, shall assure compliance therewith.

**I HEREBY CERTIFY** that the foregoing Resolution was passed and adopted by the City Council of the City of Capitola on the 26<sup>th</sup> day of September 2024, by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

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Kristen Brown, Mayor

ATTEST:

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Julia Gautho, City Clerk