



NEW HAVEN CITY PLAN DEPARTMENT
165 CHURCH STREET, NEW HAVEN, CT 06510
TEL (203) 946-6378 FAX (203) 946-7815

November 12, 2020

Hon. Tyisha Walker
President, New Haven Board of Alders
165 Church Street
New Haven, CT 06510-2010

Dear President Walker,

We are pleased to submit this Resolution which replaces a Resolution that came before you previously and was approved by the Board of Alders in April of 2020. The purpose of the resolution is to bring two existing murals into agreement with state policies, as required by the DOT. This would allow the Mayor to execute maintenance agreements with the Connecticut Department of Transportation in accordance with their new policies for artwork on DOT infrastructure. There is a clause regarding indemnification in the agreement template between the State and the City that was not addressed in prior order and requires board of Alder Approval.

For these existing murals, third parties currently hold reserves to pay for mural maintenance and have been responsive to the City's requests for upkeep. The two existing murals- under I-91 at Humphrey Street between East and State Street and in Cedar Hill at Warren and State Street - were designed to celebrate and connect their neighborhoods, which were separated by the barrier that an underpass creates.

Each was installed with substantial community engagement, the appropriate insurance, and plans for ongoing maintenance - but not the multi-year maintenance agreements that the state DOT now requires. Therefore, we are submitting this and respectfully ask for the full Board's support of this amended resolution for that purpose.

Sincerely,

Aicha Woods,
Executive Director of City Plan

CHECK LIST FOR ALDERMANIC SUBMISSIONS

X	Cover Letter
X	Resolutions/ Orders/ Ordinances
X	Prior Notification Form
X	Fiscal Impact Statement - Should include comprehensive budget
X	Supporting Documentation
X	Disk or E-mailed Cover letter & Order
	IN ADDITION IF A GRANT:
	Notice of Intent
	Grant Summary
	Executive Summary (not longer than 5 pages without an explanation)

Date Submitted: November 12, 2020 _____

Meeting Submitted For: November 16, 2020 _____

Regular or Suspension Agenda: _____ Regular

Submitted By: _____ City Plan Department

Title of Legislation:

RE: RESOLUTION OF THE BOARD OF ALDERS AUTHORIZING THE MAYOR OF THE CITY OF NEW HAVEN TO EXECUTE ENCROACHMENT PERMITS, MAINTENANCE AGREEMENTS, AND OTHER PAPERWORK FOR TWO EXISTING PUBLIC MURALS ON STATE DEPARTMENT OF TRANSPORTATION UNDERPASSES ALONG STATE STREET, IN ACCORDANCE WITH THE 2019 DOT PUBLIC ART POLICY

Comments: _____

Coordinator's Signature: MP L

Controller's Signature (if grant): _____

Mayor's Office Signature: _____

Call 946-6308 with any questions.

PLEASE NOTE CLEARLY IF UC (UNANIMOUS CONSENT) IS REQUESTED

RESOLUTION OF THE BOARD OF ALDERS AUTHORIZING THE MAYOR OF THE CITY OF NEW HAVEN TO EXECUTE ENCROACHMENT PERMITS, MAINTENANCE AGREEMENTS, AND OTHER PAPERWORK FOR TWO EXISTING PUBLIC MURALS ON STATE DEPARTMENT OF TRANSPORTATION UNDERPASSES ALONG STATE STREET, IN ACCORDANCE WITH THE 2019 DOT PUBLIC ART POLICY

WHEREAS, public murals and artwork benefit the public by beautifying public spaces, encouraging pedestrian activity, building community, and celebrating local artists; and,

WHEREAS, underpasses and other infrastructure can divide communities by serving as boundaries to the walk appeal of an area; and,

WHEREAS, the State Department of Transportation released “Guidelines for Aesthetic Objects and Treatments within CTDOT ROW” in late 2019 to streamline the process for permitting public art on underpasses and other infrastructure; and,

WHEREAS, the State Department of Transportation released a revised agreement template in 2020 to streamline the process for permitting public art on CT DOT underpasses and other CT DOT infrastructure; and,

WHEREAS, two existing murals are on DOT I-91 underpasses in New Haven, one on Humphrey by State Street and one on State Street by Warren Street; and,

WHEREAS, both murals are required to be approved in accordance with the DOT guidelines and policy before other similar murals will be reviewed by DOT; and,

WHEREAS, both murals have maintenance funds managed by third-party fiduciaries that have supported the care and correction of these murals when defaced, without cost to the City, meeting the DOT’s requirements for maintenance and care; and,

WHEREAS, in the case that these funds are exhausted and not replenished by fundraising, the DOT maintenance agreement’s obligation is only to return the wall to a flat color, at incidental cost to the City; and,

WHEREAS, continued support for these and other murals on DOT infrastructure would be a positive benefit for the residents of New Haven;

NOW, THEREFORE, BE IT RESOLVED/ORDERED by the Board of Alders of the City of New Haven that the Mayor of the City of New Haven is hereby authorized to execute and deliver such Encroachment Permits, Multi-Year Maintenance Agreements and other such documentation as may be required by the State and/or the DOT and/or any other interested agency of the State (collectively, the “State Agencies”) for the purposes of the two existing public murals on State Department of Transportation underpasses along State Street or as otherwise may be deemed necessary or desirable in order to effect the purposes of this Order (the “Existing Murals Project Documentation”) which Existing Mural Project Documentation may contain indemnifications by the City of the State or State Agencies involved.

PRIOR NOTIFICATION FORM

**NOTICE OF MATTER TO BE SUBMITTED TO
THE BOARD OF ALDERS**

TO (list applicable alders):

**Ward 7 Alder Abby Roth
Ward 8 Alder Ellen Cupo
Ward 9 Alder Charles Decker
Ward 10 Alder Anna Festa**

DATE: **11/12/2020**

FROM: Department/Office City Plan
Person Aicha Woods , Executive Director Telephone 946-6308

This is to inform you that the following matter affecting your ward(s) will be submitted to the Board of Aldermen in the near future:

RE: RESOLUTION OF THE BOARD OF ALDERS AUTHORIZING THE MAYOR OF THE CITY OF NEW HAVEN TO EXECUTE ENCROACHMENT PERMITS, MAINTENANCE AGREEMENTS, AND OTHER PAPERWORK FOR TWO EXISTING PUBLIC MURALS ON STATE DEPARTMENT OF TRANSPORTATION UNDERPASSES ALONG STATE STREET. IN ACCORDANCE WITH THE 2019 DOT PUBLIC ART POLICY

Check one if this an appointment to a commission

- Democrat
- Republican
- Unaffiliated/Independent/Other _____

INSTRUCTIONS TO DEPARTMENTS

1. Departments are responsible for sending this form to the alderperson(s) affected by the item.
2. This form must be sent (or delivered) directly to the alderperson(s) **before** it is submitted to the Legislative Services Office for the Board of Aldermen agenda.
3. The date entry must be completed with the date this form was sent the alderperson(s).
4. Copies to: alderperson(s); sponsoring department; attached to submission to Board of Aldermen.

FISCAL IMPACT STATEMENT

DATE: November 12, 2020
FROM (Dept.): City Plan
CONTACT: Aicha Woods PHONE: 946-6308

SUBMISSION ITEM (Title of Legislation):

RE: RESOLUTION OF THE BOARD OF ALDERS AUTHORIZING THE MAYOR OF THE CITY OF NEW HAVEN TO EXECUTE ENCROACHMENT PERMITS, MAINTENANCE AGREEMENTS, AND OTHER PAPERWORK FOR TWO EXISTING PUBLIC MURALS ON STATE DEPARTMENT OF TRANSPORTATION UNDERPASSES ALONG STATE STREET, IN ACCORDANCE WITH THE 2019 DOT PUBLIC ART POLICY

List Cost: Describe in as much detail as possible both personnel and non-personnel costs; general, capital or special funds; and source of funds currently budgeted for this purpose.

	GENERAL	SPECIAL	BOND	CAPITAL/LINE ITEM/DEPT/ACT/OBJ CODE
A. Personnel	N/A			N/A
1. Initial start up	0			
2. One-time	0			
3. Annual	N/A			
B. Non-personnel				
1. Initial start up	N/A			
2. One-time	0			
3. Annual	0			

List Revenues: Will this item result in any revenues for the City? If Yes, please list amount and type.

NO	<input checked="" type="checkbox"/>
YES	<input type="checkbox"/>

Other Comments:

\$1,000 per mural would be available for maintenance.

February 18, 2020

Hon. Tyisha Walker
President, New Haven Board of Alders
165 Church Street
New Haven, CT 06510-2010

Dear President Walker,

We are pleased to submit this Resolution to bring two existing murals into agreement with state policies, as required by the DOT. This would allow the Mayor to execute maintenance agreements with the Connecticut Department of Transportation in accordance with their new policies for artwork on DOT infrastructure, released in late 2019.

For these existing murals, third parties currently hold reserves to pay for mural maintenance and have been responsive to the City's requests for upkeep. The two existing murals - under I-91 at Humphrey Street and Warren Street - were designed to celebrate and connect their neighborhoods, which were separated by the barrier that an underpass creates.

Each was installed with substantial community engagement, the appropriate insurance, and plans for ongoing maintenance - but not the multi-year maintenance agreements that the state DOT now requires. Therefore, we are submitting this and respectfully ask for the full Board's support of this resolution for that purpose.

Sincerely

Hon. Abigail Roth

Ward 7, Alder

Hon. Anna Festa

Ward 10, Alder

Hon. Ellen Cupo

Ward 8, Alder

Hon. Charles Decker

Ward 9, Alder

RESOLUTION OF THE BOARD OF ALDERS AUTHORIZING THE MAYOR OF THE CITY OF NEW HAVEN TO EXECUTE ENCROACHMENT PERMITS, MAINTENANCE AGREEMENTS, AND OTHER PAPERWORK FOR TWO EXISTING PUBLIC MURALS ON STATE DEPARTMENT OF TRANSPORTATION UNDERPASSES ALONG STATE STREET, IN ACCORDANCE WITH THE 2019 DOT PUBLIC ART POLICY

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WHEREAS, both murals are required to be approved in accordance with the DOT guidelines and policy before other similar murals will be reviewed by DOT; and,

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WHEREAS, in the case that these funds are exhausted and not replenished by fundraising, the DOT maintenance agreement’s obligation is only to return the wall to a flat color, at incidental cost to the City; and,

WHEREAS, continued support for these and other murals on DOT infrastructure would be a positive benefit for the residents of New Haven;

NOW, THEREFORE BE IT RESOLVED that the Board of Alders of the City of New Haven authorizes the Mayor of the City of New Haven to execute encroachment permits, multi-year maintenance agreements, and other paperwork to bring the two existing murals under I-91 into accordance with DOT policy for the maintenance of artwork in the DOT ROW.