


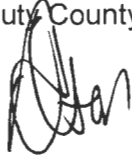


Interoffice Memorandum

October 25, 2022

TO: Mayor Jerry L. Demings
-AND-
County Commissioners

THRU: Carla Bell Johnson, AICP, Deputy County Administrator 

CONTACT: Terry Olson, Administrator
Arts and Cultural Affairs Office 

SUBJECT: **November 15, 2022 – Consent Agenda Item**
Fourth Amendment to Artist Exhibition Agreement

The Public Art Review Board, with staff support from the Arts and Cultural Affairs Office, has selected sculptures for an annual exhibition on the lawn of the Orange County Administration Center. This temporary outdoor sculpture program is open to artists who have carved sculptural pieces.

Dorothy Gillespie's artwork, "Rockefeller Center Sculpture Multi-Colored Totem," is currently on the lawn of the Orange County Administration Center. This amendment will extend the agreement from January 31, 2023 to January 31, 2024.

This agreement was reviewed by the County Attorney's office.

ACTION REQUESTED: Approval and execution of Fourth Amendment to Artist Exhibition Agreement between Orange County, Florida and Dorothy M. Gillespie Foundation to extend the agreement from January 31, 2023 to January 31, 2024.

TO/Is

- c. Byron W. Brooks, AICP, County Administrator
Carla Bell Johnson, AICP, Deputy County Administrator

BCC Mtg. Date: November 15, 2022

**FOURTH AMENDMENT
TO
ARTIST EXHIBITION AGREEMENT**
between
ORANGE COUNTY, FLORIDA
and
DOROTHY M. GILLESPIE FOUNDATION

This Fourth Amendment is entered into as of the date of last execution by and between **Orange County, Florida**, a charter county and political subdivision of the State of Florida (“County”) and **Dorothy M. Gillespie Foundation**, a nonprofit organization with an address of 101 Gedney Street, Apt 2B Nyack, New York 10960 (“Lender”).

WITNESSETH

WHEREAS, the County and Lender (“Parties”) entered into an Agreement for the exhibition of the artwork entitled “Rockefeller Center Sculpture Multi-Colored Totem” (Artwork) on September 10, 2019 (“Agreement”); and

WHEREAS, the loan of the Artwork was originally scheduled to expire on October 12, 2020, however the Parties extended the loan period for an additional one year by entering into the First Amendment to the Agreement; and

WHEREAS, the Parties later entered into the Second Amendment to the Agreement on April 13, 2021 and extended the term of the agreement until January 31, 2022; and

WHEREAS, on January 12, 2022, the Parties entered into the Third Amendment to the Agreement, extending the term of the loan until January 31, 2023; and

WHEREAS, the Parties now desire to extend the loan period until January 31, 2024.

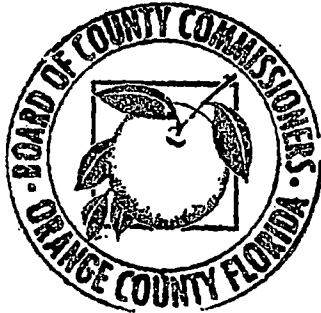
NOW, THEREFORE, in consideration of the foregoing, the parties hereto agree as follows:

1. **Extension of Term.** The term of the Agreement is extended to terminate on January 31, 2024.

2. **Sale of Artwork.** The Lender may sell the Artwork prior to the termination of the Agreement. If the Artwork is sold, the Agreement shall terminate upon removal of the Artwork.

3. **Agreement.** All other terms, conditions and obligations of the County and Lender arising from the Agreement shall remain unaltered and in full force and effect.

WHEREFORE, this Fourth Amendment is entered into as of the date of last execution.



ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

By: *Jerry L. Demings*

for Jerry L. Demings
Orange County Mayor

Date: November 15, 2022

ATTEST: Phil Diamond CPA,
County Comptroller, as Clerk of the
Board of County Commissioners

By: *Katie Smith*
Deputy Clerk

Printed Name Katie Smith

DOROTHY M. GILLESPIE FOUNDATION

By: *Gary G. Israel*
Gary G. Israel
CEO

Date: August 31, 2022