



Mural Application
City of Oakland Public Arts Advisory Committee
October 21, 2015

Three Amigos Healthy Corner Store Mural

Three Amigos Market, 1554 13th Avenue, Oakland, CA 94606

Lead Organization

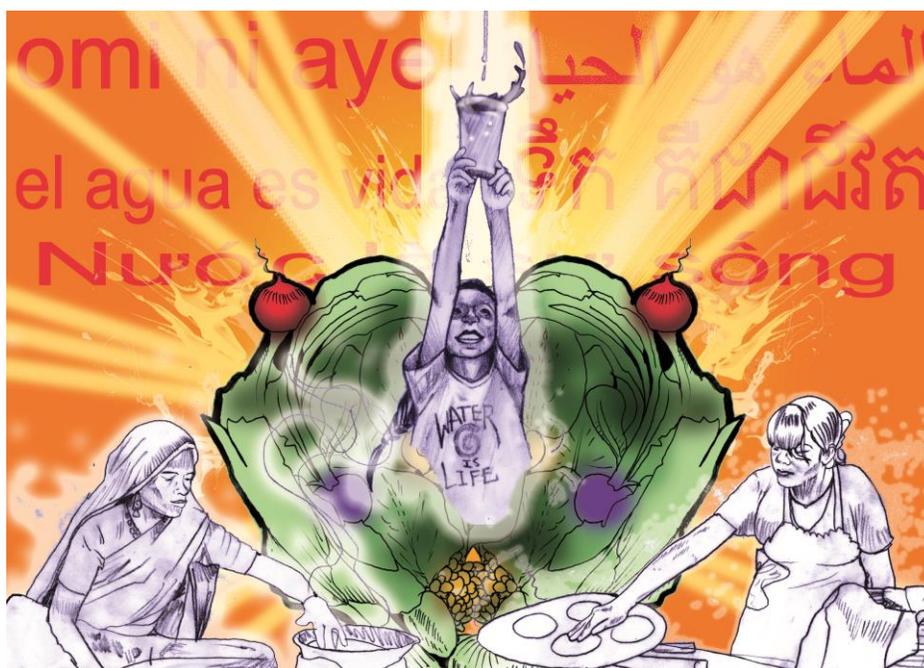
HOPE Collaborative (a project of Tides Center)
221 Oak Street, Suite D, Oakland, CA 94606

Contact

Angela Hadwin, Project Associate
Healthy Corner Store Project

Lead Artist

Jose "Peps" Garcia
(member of Eastside Arts Alliance)



1. Review Form



Cultural Arts Programs

Economic & Workforce Development

Public Art Advisory Committee Proposal Review Form

Date 10/21/2015

Artist(s) JOSE GARCIA

Project Contact ANGELA HADWIN

Organization (if applicable) HOPE COLLABORATIVE a project of TIDES CENTER

Phone # 510-444-4221 Email angela@hopecollaborative.net

Street Address 221 OAK ST, SUITE D

City OAKLAND State CA Zip 94607

Proposed Site of Project (Address/Cross St. with physical details) THREE AMIGOS MARKET
1554 13TH AVE, OAKLAND, CA 94606 @ CORNER OF FOOTHILL

Name of Property Owner, Proposed Location NASAT HINEO

City Council District of Proposed Location DISTRICT 2

Attachments Checklist

Attach a separate document to address the following items, bundled together in a single electronic file:

1. Review Form (this page)
2. Project Narrative
3. Artist Resume
4. Examples of Past Work
5. Visual Proposal
6. Materials and Methods Description
7. Photos of Site
8. In-Situ Mockup
9. Timeline
10. Budget
11. Maintenance Plan
12. Community Outreach / Support Documentation
13. Insurance Documentation
14. Permission(s)- Private Property Owner or City
15. Waiver of Proprietary Rights for Artwork Placed on City Property (if applicable)

Cultural Arts & Marketing, 1 Frank H. Ogawa Plaza, 9th Floor, Oakland CA 94612
www.OaklandCulturalArts.org

3

2. PROJECT NARRATIVE

Project Rationale & Summary

Three Amigos Market is a participant in HOPE Collaborative’s Healthy Corner Store Project and a pilot store for Alameda County’s Healthy Retail Program. The goal of the project is to transform the 2,500sqft food retail space into an oasis of healthy food options including a fresh deli, smoothie bar, healthier snacks and groceries, and fresh produce options.

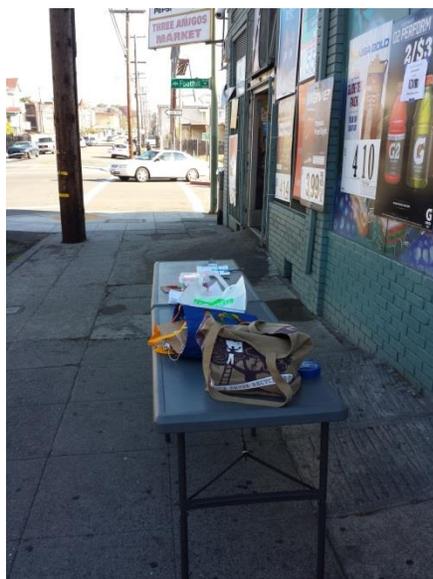


Figure 1: Photo of the intersection with storefront and existing mural covered in tobacco and sugary beverage signs to hide graffiti.

Located on the corner of Foothill and 13th Ave, Three Amigos is well trafficked and visible from a distance due to being near empty lots or a parking lot. Currently, there is a faded mural on the front of the store that has started to get tagged. The store owner has responded by covering up the graffiti with posters which advertise harmful and unhealthy products such as tobacco, candy, and sugar sweetened beverages.

Working with HOPE Collaborative and a local artist affiliated with East Side Arts Alliance, Jose “Peps” Garcia, the store owner would like to install a community developed mural on the front of the store that promotes the healthier offerings he is bringing to the inside of the store. The proposed mural will also reflect and make connections between the diverse cultures of the surrounding community represented by a woman making injera across from a woman making tortillas. Additionally, we would like to install planter boxes that contain edible plants. These boxes will both help promote the fresh products inside the store but also create a physical barrier for potential taggers.

HOPE Collaborative has been engaging the local community through taste testing activities, volunteer store workdays, and surveys. A team of youth leaders and residents has been at the forefront of leading the transformation of the store from rearranging the shelves to engaging other residents in deciding what healthy shifts the community really wants to see in the store. Through HOPE’s existing community engagement activities and Peps’ and East Side’s long term connection to the neighborhood, residents will actively engage in the development and implementation of the mural through workshops, feedback sessions, and community painting sessions.

Funding from the city for this mural project will allow the outside of the store to reflect the changes happening on the inside of the store. Not only will mural transform a blighted wall, but it will also promote a message of health and food justice and help people find healthier food options in their neighborhood.

Project Scope

The area of the wall to be painted with a mural is approximately 10ft tall by 20ft wide. The artist will also offer designs and suggestion on overall façade and interior paint colors and themes to ensure that the mural integrates well with the overall look of the store. The store owner may also subcontract another organization such as Planting Justice or Urban Releaf to build and install the planter boxes in coordination with the lead artist. We expect that this mural will have at least a lifespan of 4 - 5 years.

This mural will benefit from leveraging the resources provided to the store and East Side Arts Alliance as part of HOPE's Healthy Corner Store Project. Through funding from HOPE Collaborative and the Alameda County Healthy Retail Program, Peps' and East Side will also be working with the store owner to develop in store marketing materials for the store including flyers for events and taste testings, the deli chalkboard menu, sandwich boards, and overall interior redesign of the store to make it more welcoming while still retaining a strong community feel. We will also be partnering on a Grand Opening event for the store and the mural. Additionally, Pep's will provide ongoing grassroots marketing and design work for the store owner as needed for up to a year after the Grand Opening event. This could include updating and redesigning signs and menus, developing grassroots marketing materials, and even touching up the mural as needed.

3. Artist Resume and Background

Jose Garcia has been an Oakland resident since the age of 11. Through his life he has always been grounded and inspired by great feelings of pride in his indigenous culture as well as grass-roots hip hop culture creating a great blend of culture and Oakland flavor. Through his education process he also became grounded in community work and a great drive to improve, educate and beautify his community. Mr. Garcia has been a member of the San Antonio based Eastside Arts Alliance for over 13 years. Through Eastside he has strengthened his cultural and artistic ties to his community has also become an educator and to support the development of young people as artist and community leaders. He has painted over 15 murals in Oakland and the surrounding Bay area and has been featured in the Oakland museum in the exhibit "Voices from Oakland"

East Side Arts Alliance is an active partner with Three Amigos Market and HOPE Collaborative on the Healthy Corner Store Project. Jose "Peps" Garcia has been the lead artist from East Side working with the store owner and HOPE Collaborative and will be the lead artist for the Healthy Corner Store Mural Project. He was recently part of painting a mural panel and new signage for One Stop at 8400 International Blvd as part of transforming a liquor store into a healthier market through HOPE's Healthy Corner Store Project.



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Three Amigos Market – 1554 13th Avenue, Oakland, CA 94606*

4. Examples of Past Work – Jose Garcia



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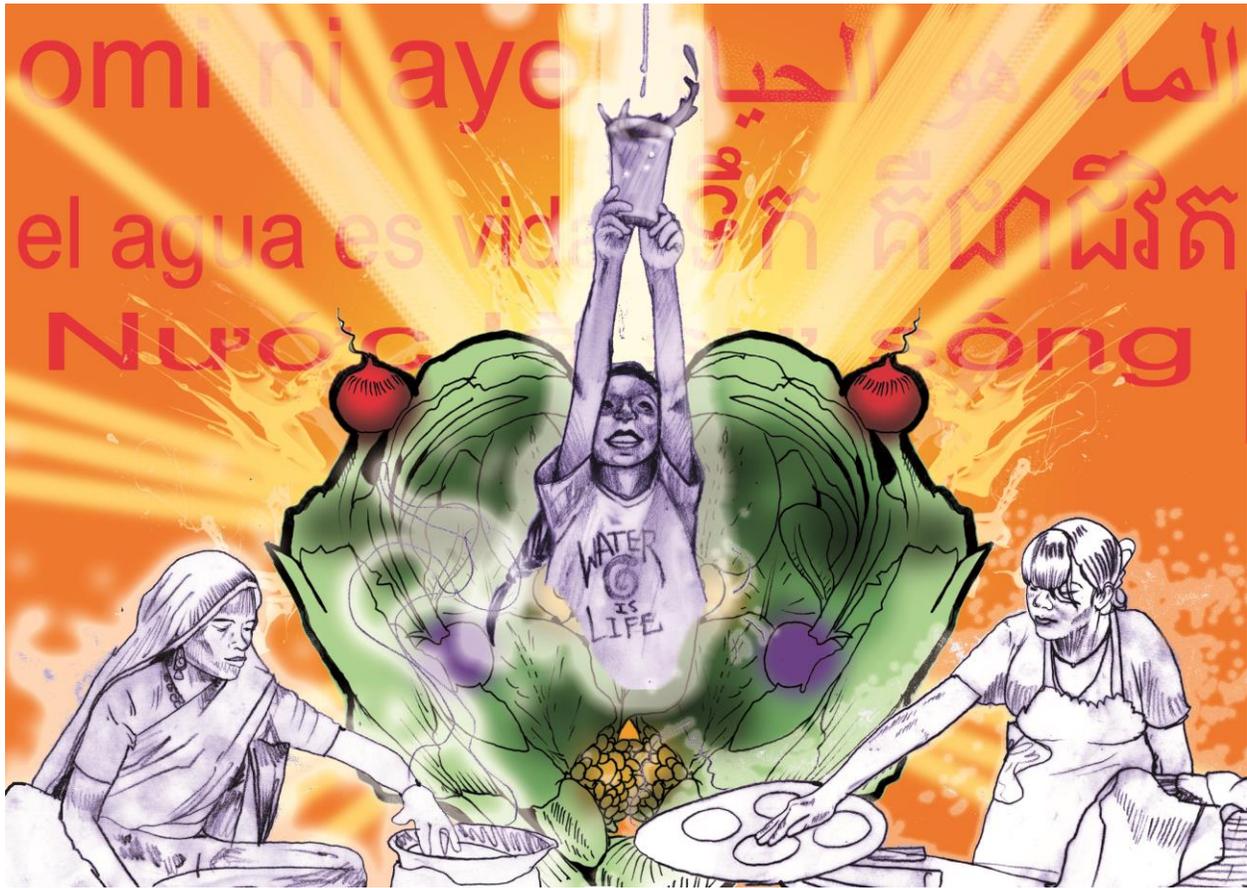


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5. Visual Proposal



6. Materials & Methods Description

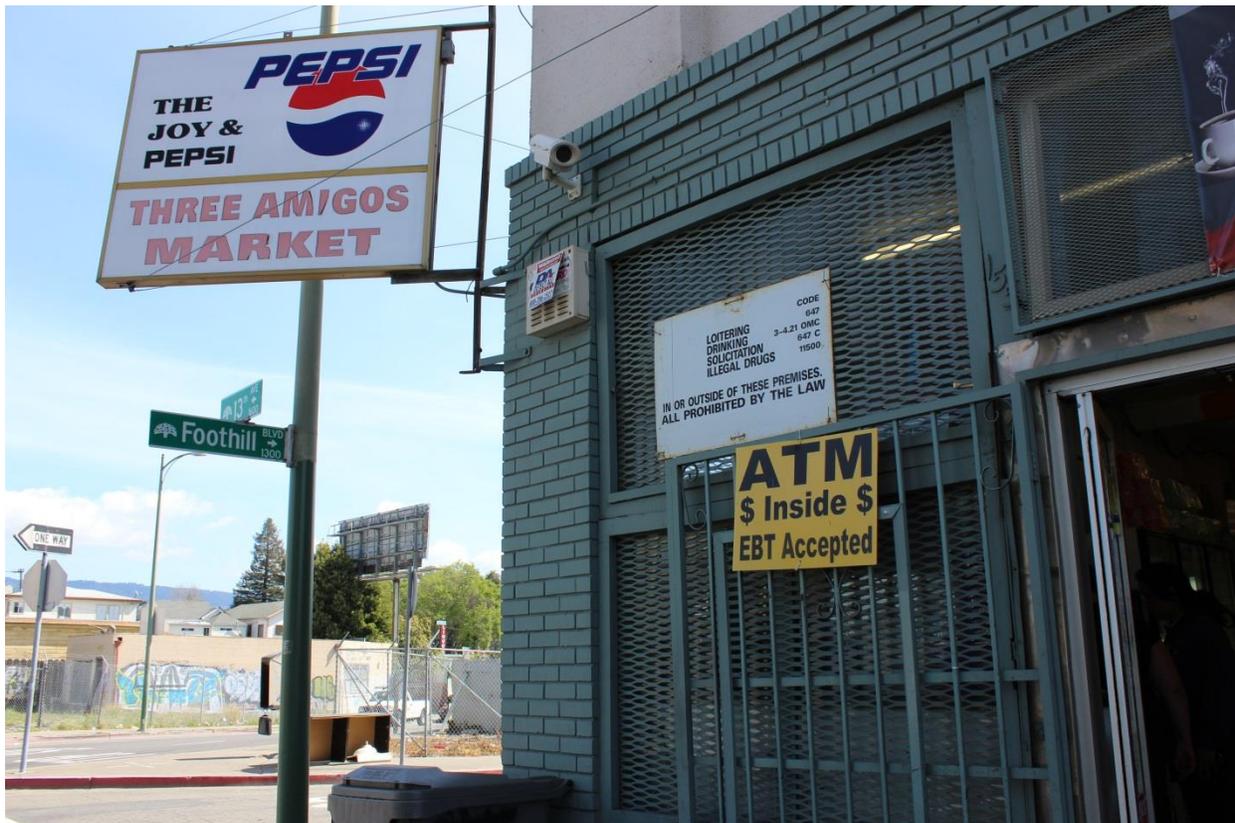
The materials that will be used to complete this piece are:

- Latex primer (2coats)
- Highly pigmented Acrylic paint (to withstand weather).
- Spray enamel.
- UV/protective overcoat
- Other painting supplies needed:
 - Ladders.
 - Dropcloths.
 - Paint brushes/ Rollers.
 - gloves, respirators, caps and cleaning supplies.

Method of execution:

The wall needs to be cleaned and scrubbed off all debris and residues before the primer coat as well as being degreased. Upon receipt of payment for supplies two coats of stain blocking primer will be applied to ensure adhesion to the surface. After design will be mapped out and executed. Upon finishing a period of 24hrs or longer (depending on weather) will be allowed to elapse to ensure paint is dry and cured before applying overcoat. All touch ups MUST be done BEFORE application of overcoat. After application of overcoat process will be deemed completed.

7. Photos of Site: Existing Conditions



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8. In Situ Mock Up



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9. Project Timeline

We expect the mural to be completed by January 2016, depending on weather and timing of funding.

Month	Work Objectives
September - October 2015	Develop workplan and goals for project with artist, HOPE, East Side, and resident leaders
October 2015	Artist works with with store owner and HOPE Collaborative members to develop initial design concept for mural.
November 2015	Get feedback on mural design to at Healthy Corner Store community events held at Three Amigos on 11/4 and 11/14. Integrate with planter boxes and overall façade design.
December 2015 - January 2016	Paint mural, install planter boxes, and outreach for unveiling at store Grand Opening event.

10. Project Budget

Item	Amount	Amount Requested
Mural Development & Painting @ \$35/sqft x 200sqft	\$7,000	\$7,000
Artist design integration with rest of façade and interior	\$1,000	\$0 – supported by HOPE Collaborative
Paint for exterior of the store to Frame and Highlight Mural	\$500	\$500
Planter Boxes 4 boxes @ \$250/box (labor, materials, plants)	\$1,000	\$1,000
Community Engagement and Outreach Process (workshops, outreach & flyer design)	\$1,000	\$0 – supported by HOPE Collaborative
Administrative Fees at 15% (from Tides Center, fiscal sponsor of HOPE Collaborative)	\$1,500	\$1,500
TOTAL	\$12,000.00	\$10,000*

**\$3,000 from Vice Mayor Kaplan's Office and \$7,000 from Councilmember Guillen's Office*

11. Maintenance Plan

The owner of Three Amigos Market, Abdu Abdulalim, will be primarily responsible for the maintenance and upkeep of the mural with the support of Peps. Extra paint will be left at the store after the mural is painted to that the store owner can perform basic maintenance and touch ups of the mural. If extensive work is required, the store owner will contract with Peps or another local artist to touch up the mural. HOPE Collaborative will continue to support the store owner for at least the first year after the Grand Opening/Mural Unveiling event.

12. Community Outreach



HOPE Collaborative event engaging youth and community members in promoting healthy food.



HOPE Collaborative event engaging youth and community members in promoting healthy food and transforming the store environment.

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HOPE Collaborative youth leader getting engaging a community member in taking a survey to gain resident input to guide store changes and improvements. HOPE collected 75 surveys.



Three Amigos Healthy Corner Store Report

Customer Profile:

Three Amigos Market¹ is a convenience store located at 1554 13th Avenue, on the corner of Foothill Boulevard. The population of this community according to the 2010 Census information is 14,982. The median income in this area is \$31,960, where the average household consists of 3 people. The community breaks down to be 27% Asian, 21% Hispanic or Latino, 20% White, 14% Black or African-American. Over half of the population speaks a second language other than English, with the most common being Spanish, Chinese, Vietnamese, and Cambodian.

Customer Perceptions:

HOPE Collaborative staff and members conducted 75 customer surveys at Three Amigos Market from 2014 to 2015, prior to any intervention in the store. Survey data indicates that customers perceive the store as safe, serving the community well, welcoming, and selling culturally appropriate products. Eighty-six percent (86%) of customers surveyed feel the store is safe, eighty-five percent (85%) agree with the statement that the store serves the community well, eighty-two percent (82%) feel it is welcoming, and sixty-five percent (65%) feel the store sells culturally appropriate products. When asked what they liked about the store, the most popular response was the location (70%), followed by friendliness of service (65%). Eighty-two percent (82%) of the customers would like to see changes at the store, specifically having more variety, like fruits, vegetables, and meats (23%) and lowering the prices (18%). Thirty percent (30%) of respondents wished for “other” things to be different about the store; these ranged from no ATM charges to more meat options to absolutely nothing being changed.

Customer Profile and Preferences:

Of the 75 customers surveyed, ninety-four percent (94%) live in the neighborhood, and sixty-eight percent (68%) of these walk less than five minutes to get to the store. Seventy-six percent (76%) of the

¹ The census tracts 4054 and 4059 are within a half-mile radius of Three Amigo’s Market.

customers shop at this store at least once a week, with over half (63%) shopping here five to seven times per week. When asked how much customers typically spend per visit, the most common response (37%) was \$5-10. The most common items purchased by respondents are soda or juice (66%), chips and snacks (59%), milk (44%), and tobacco (40%). A majority (62%) of customers stated that they would be likely or very likely to purchase fresh fruits and vegetables at this store, although fifty percent (50%) of them already purchase fruits and vegetables elsewhere. Sixty-three percent (63%) stated that they would be likely or very likely to purchase prepared foods if they were sold at this store, although it would depend on how they taste. When asked how much they typically spend on prepared food items, the most common response (29%) was more than \$15; many also responded in the \$7-10 (24%) and \$5-7 (20%) price ranges.

Store Competitors:

When asked where respondents currently purchase fruits and vegetables, fresh dairy products, meat and poultry, and packaged foods, the most common responses across all food categories were Lucky's (37%) and Food Maxx (22%) due to location, quality, and prices. Fifty-one percent (51%) of respondents answered "Other" when asked where they currently purchase prepared foods, with a majority of these being blank, nowhere, or a grocery store, followed by McDonald's (29%).

Recommendations:

The reputation of Three Amigos as a convenient, friendly place to shop gives this store an opportunity to capture some of the market for prepared foods, fresh fruits, and vegetables. A majority of survey respondents expressed an interest in these items if the owner were to offer comparable prices and quality to Lucky's and Food Maxx. The level of foot traffic in this heavily populated area provides Three Amigos with an opportunity to have a successful launch of a fruits and vegetables and a prepared foods section, which is what the store should focus on due to strong interest in these items. Removing alcohol and tobacco advertisements will be a strong and effective way to transition from a typical corner store to a healthier corner store. Strong and effective marketing related to nutrition will be critical to Three Amigos in order to change the products that customers typically purchase from soda and snacks to nutritious, well-priced prepared foods, fruits, and vegetables.

Appendix of graphs used for this report:

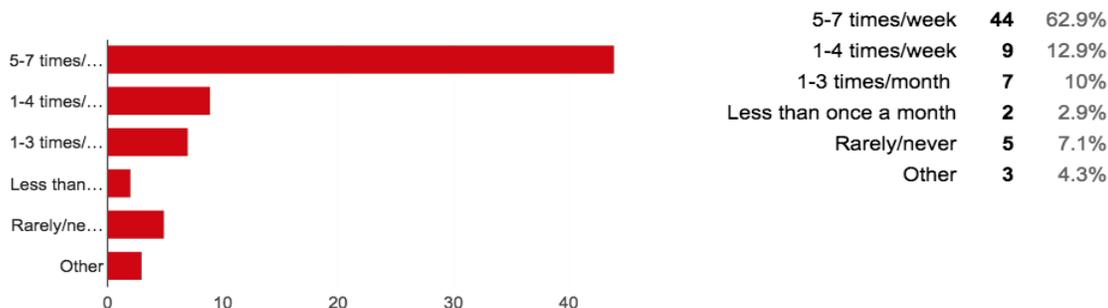
1. Do you live in this neighborhood?



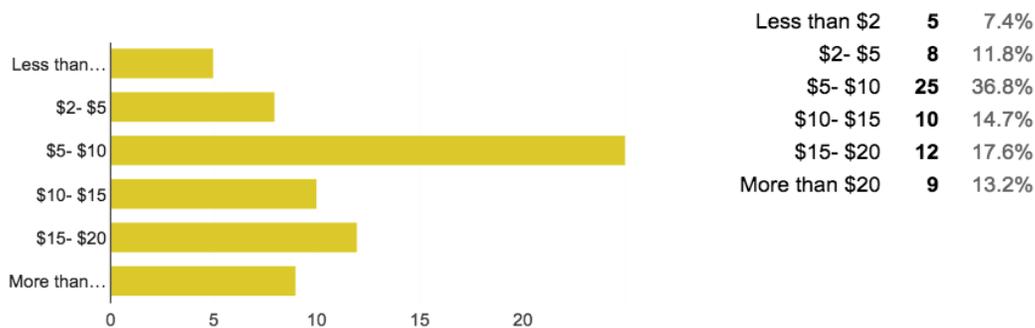
2. If so, how far do you live from this store?



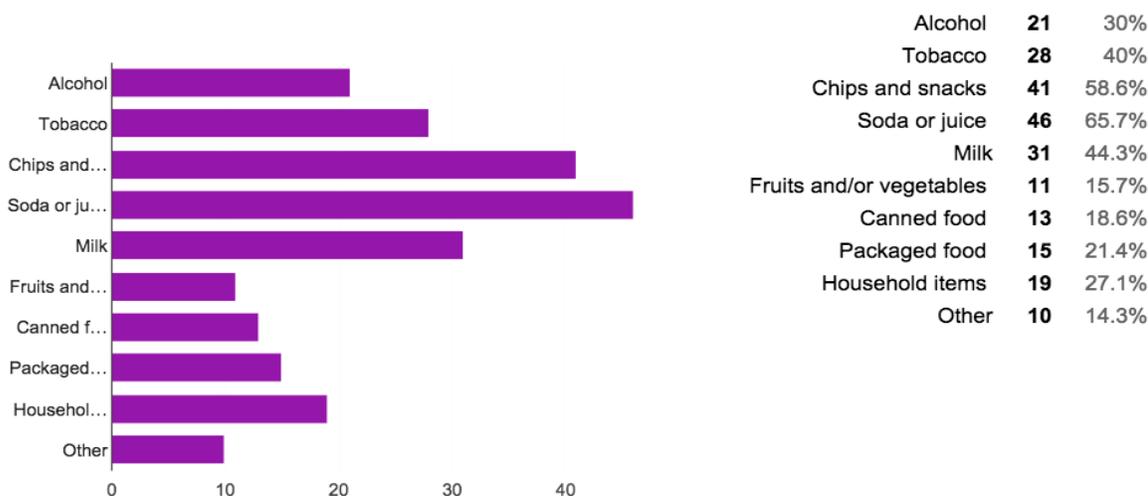
3. How often do you shop at this store?



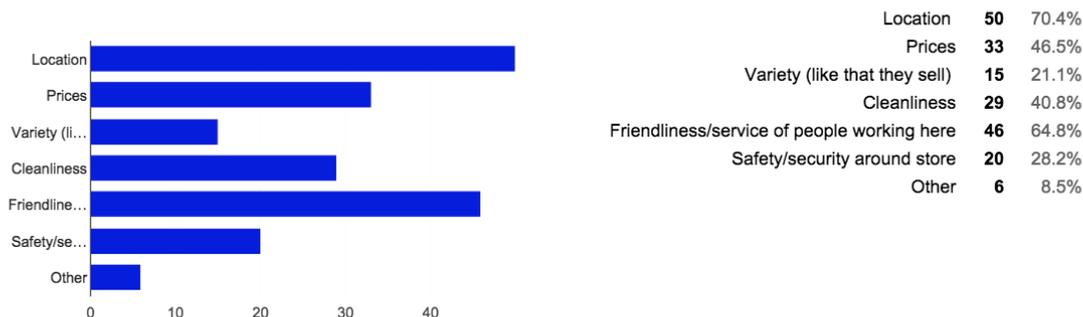
4. How much do you spend each time you come to the store (on average)?



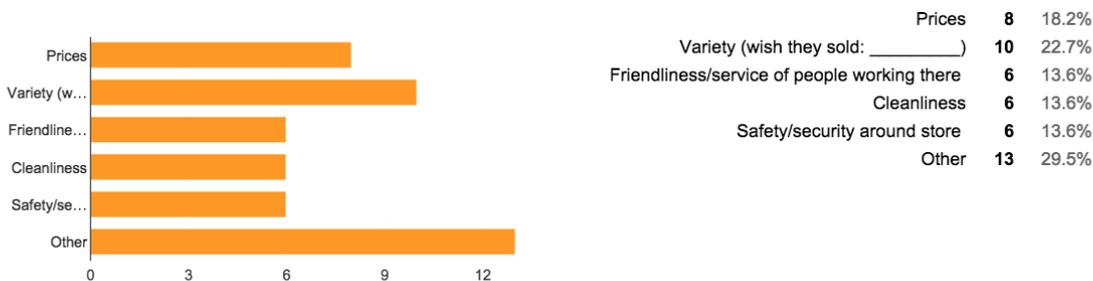
6. What types of foods or products do you buy regularly at this store



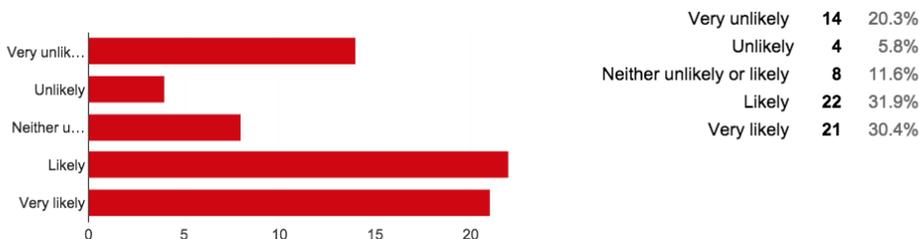
7. What do you like about this store?



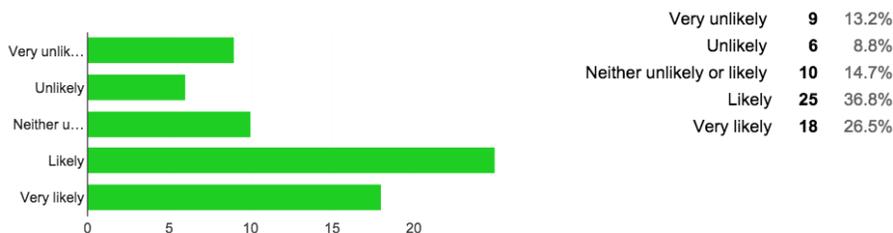
8. What do you wish was different about this store?



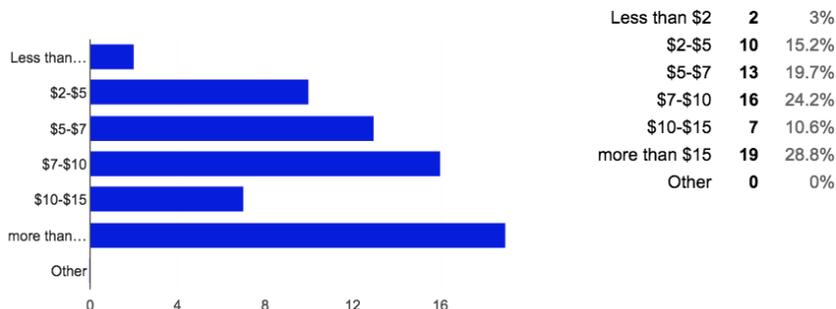
9. How likely would you be to buy fresh fruits and vegetables if this store sold them?



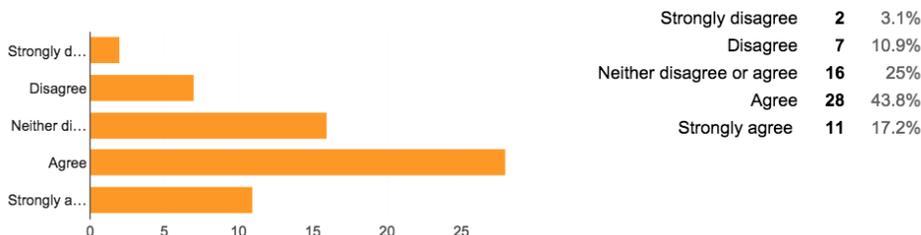
10. How likely would you be to buy prepared foods (sandwiches, salads, fruit cups) from this store if this store sold them?



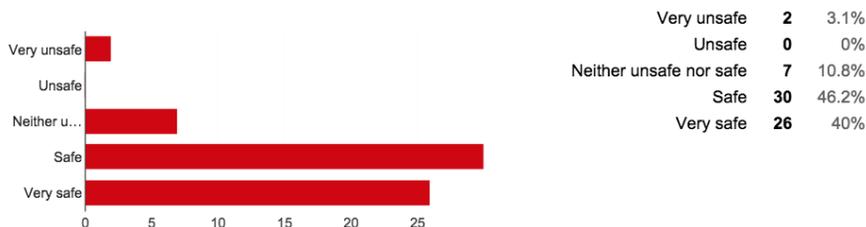
11. How much do you usually spend per meal on prepared foods?



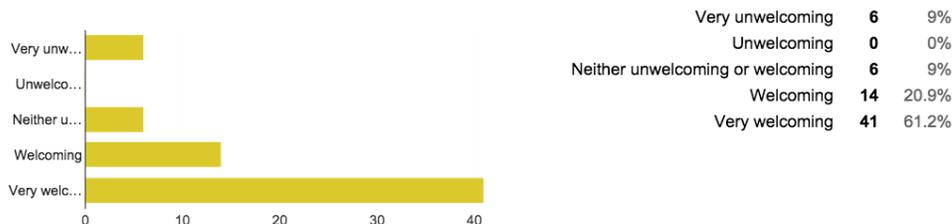
12. Does this store sell foods that are culturally appropriate for the neighborhood?



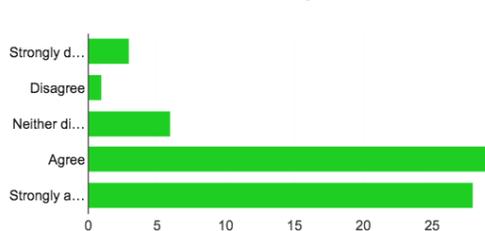
14. How safe do you feel this store is?



15. How welcoming do you feel this store is?

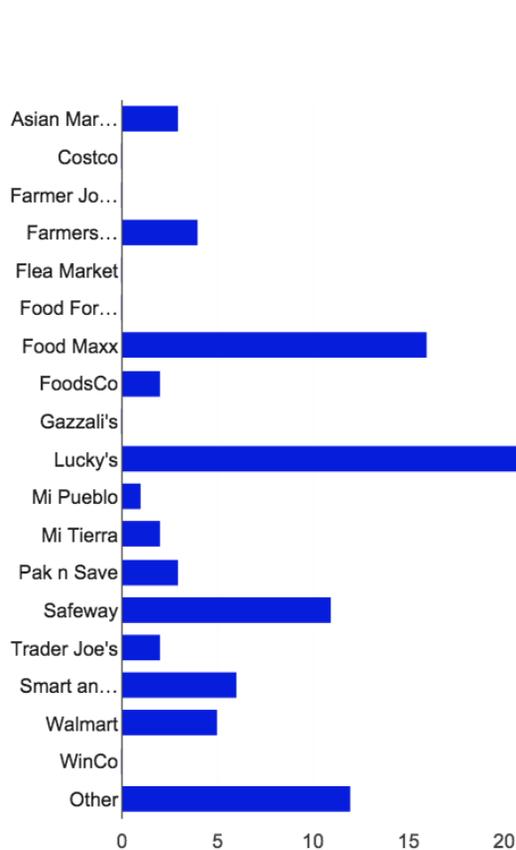


16. This store serves the community well



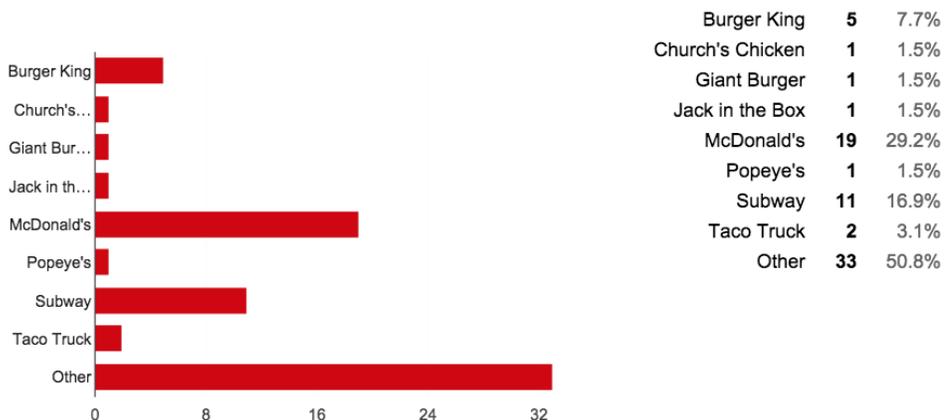
Strongly disagree	3	4.5%
Disagree	1	1.5%
Neither disagree nor agree	6	9%
Agree	29	43.3%
Strongly agree	28	41.8%

1. Where do you buy fruits and vegetables?

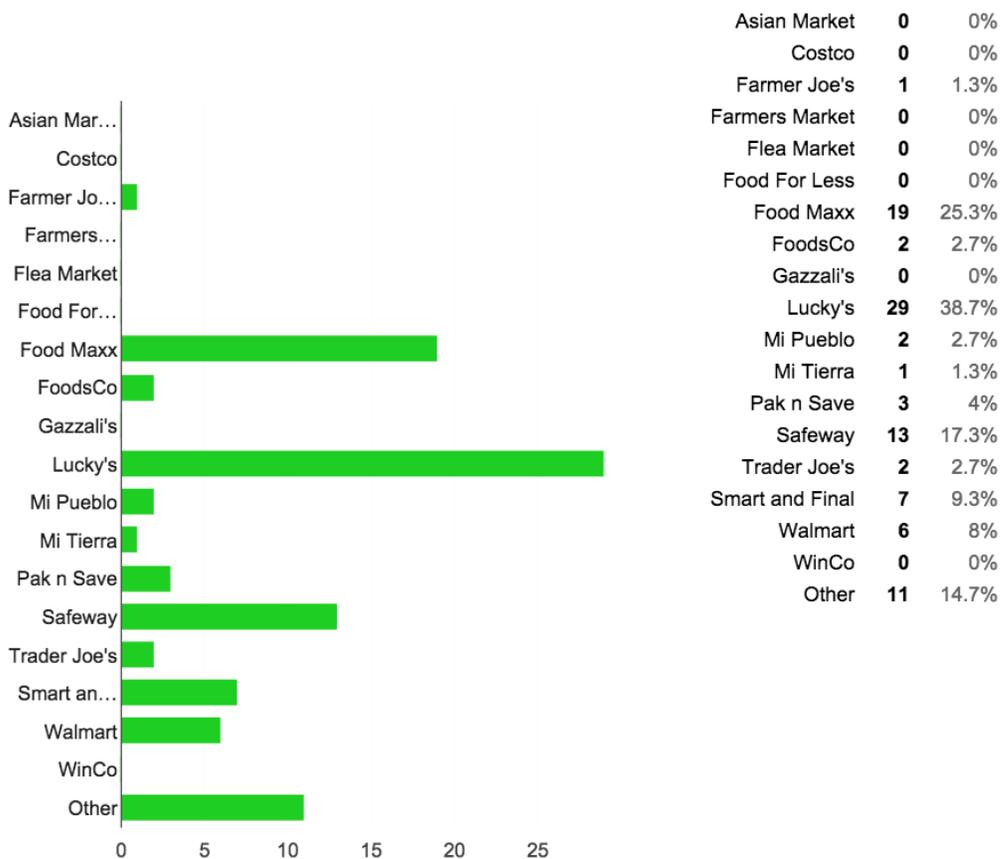


Asian Market	3	4%
Costco	0	0%
Farmer Joe's	0	0%
Farmers Market	4	5.3%
Flea Market	0	0%
Food For Less	0	0%
Food Maxx	16	21.3%
FoodsCo	2	2.7%
Gazzali's	0	0%
Lucky's	25	33.3%
Mi Pueblo	1	1.3%
Mi Tierra	2	2.7%
Pak n Save	3	4%
Safeway	11	14.7%
Trader Joe's	2	2.7%
Smart and Final	6	8%
Walmart	5	6.7%
WinCo	0	0%
Other	12	16%

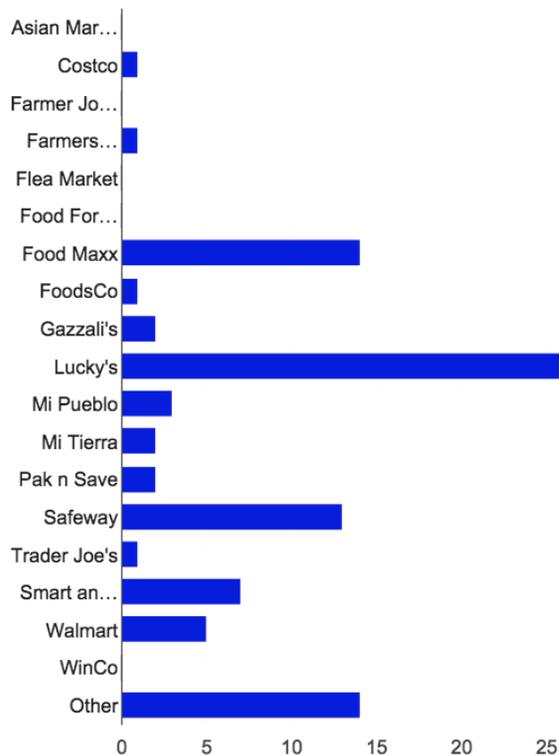
2. Where do you buy prepared foods (sandwiches, salads, burgers, etc.)



3. Where do you buy fresh dairy products (milk, eggs, butter, etc.)

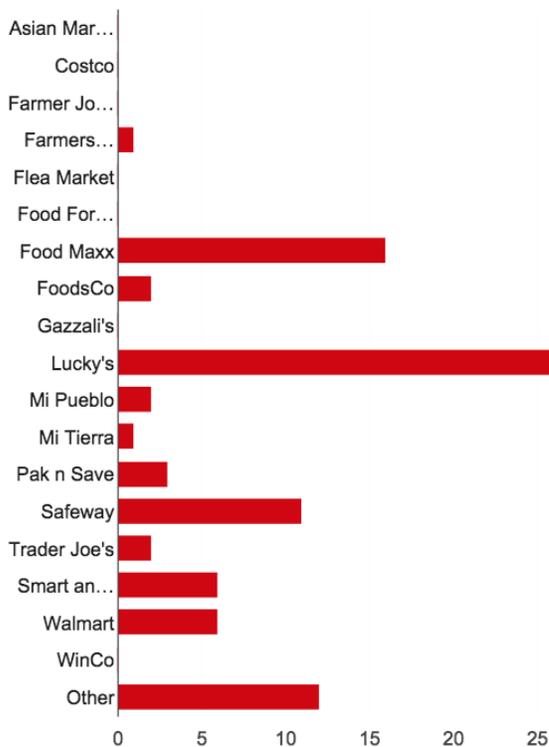


4. Where do you buy meat and poultry?



Asian Market	0	0%
Costco	1	1.4%
Farmer Joe's	0	0%
Farmers Market	1	1.4%
Flea Market	0	0%
Food For Less	0	0%
Food Maxx	14	18.9%
FoodsCo	1	1.4%
Gazzali's	2	2.7%
Lucky's	28	37.8%
Mi Pueblo	3	4.1%
Mi Tierra	2	2.7%
Pak n Save	2	2.7%
Safeway	13	17.6%
Trader Joe's	1	1.4%
Smart and Final	7	9.5%
Walmart	5	6.8%
WinCo	0	0%
Other	14	18.9%

5. Where do you buy packaged foods?



Asian Market	0	0%
Costco	0	0%
Farmer Joe's	0	0%
Farmers Market	1	1.4%
Flea Market	0	0%
Food For Less	0	0%
Food Maxx	16	22.2%
FoodsCo	2	2.8%
Gazzali's	0	0%
Lucky's	28	38.9%
Mi Pueblo	2	2.8%
Mi Tierra	1	1.4%
Pak n Save	3	4.2%
Safeway	11	15.3%
Trader Joe's	2	2.8%
Smart and Final	6	8.3%
Walmart	6	8.3%
WinCo	0	0%
Other	12	16.7%

13. Insurance Documentation

Client#: 31	TIDES	DATE (MM/DD/YYYY) 10/21/2015					
ACORD™ CERTIFICATE OF LIABILITY INSURANCE							
<p>THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.</p> <p>IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).</p>							
PRODUCER Barney & Barney, A Marsh & McLennan Agency LLC Company, CA License #0H18131 1340 Treat Blvd., Suite 250 Walnut Creek, CA 94597	CONTACT NAME: Felicia McAroy PHONE (A/C No, Ext): 925 482-9300 FAX (A/C No): 925 482-9390 E-MAIL ADDRESS: felicia.mcaroy@barneyandbarney.com						
INSURED Tides Center HOPE Collaborative, #1339 P.O. Box 29198 San Francisco, CA 94129	INSURER(S) AFFORDING COVERAGE INSURER A: Philadelphia Indemnity Ins. Co. NAIC # 18058 INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:						
COVERAGES	CERTIFICATE NUMBER:	REVISION NUMBER:					
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.							
INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GENL AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJ <input type="checkbox"/> LOC			PHPK1263058	12/01/2014	12/01/2015	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$1,000,000 MED EXP (Any one person) \$20,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMPIOP AGG \$2,000,000 \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB EXCESS LIAB RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below			N/A			(WC STATUTORY LIMITS) (OTHER) E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required) Project: HOPE Collaborative, # 1339.							
CERTIFICATE HOLDER				CANCELLATION			
Cultural Arts & Marketing, City of Oakland Attn: Steven Huss 1 Frank H. Ogawa Plaza 9th Floor Oakland, CA 94612				SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE Donna Platon			
© 1988-2010 ACORD CORPORATION. All rights reserved.							
ACORD 25 (2010/05) 1 of 1 #S550515/M226378		The ACORD name and logo are registered marks of ACORD				PAT12	

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14. Property Owner's Consent and Sponsorship

Nejat Hamid
1554 13th Ave
Oakland, CA 94606

**RE: Property Owner Approval for Exterior Mural at Three Amigos Market,
1554 13th Ave, Oakland, CA 94606**

To Whom It May Concern:

I am writing to express my support for the *Three Amigos Market – Healthy Corner Store Mural* to be installed on the exterior of my building at 1554 13th Ave, Oakland, CA 94606. The mural will promote healthy food options brought to the store through HOPE Collaborative's Healthy Corner Store Project. Designs will be developed by HOPE Collaborative in partnership with local artist Jose "Peps" Garcia affiliated with East Side Arts Alliance through a process that involves local residents and the owner of Three Amigos Market. I reserve the right for final approval of any design created before it is installed on my building.

I support this mural as a way to beautify the building, support my commercial tenant, and promote health in the community. I understand that the Artist and HOPE Collaborative will only be responsible for designing and installing a quality mural on the 13th Ave side of the property. My tenant, the owner of Three Amigos Market has committed to maintain the mural over its lifespan on behalf of his business and the building.

I look forward to partnering with HOPE Collaborative, Three Amigos Market, a local artist from East Side Arts Alliance, community members, and the City of Oakland to reduce blight and improve quality of life in Oakland.

Sincerely,

Nejat Hamid



3-25-15

15. Waiver of Proprietary Rights

City of Oakland

Waiver of Proprietary Rights for Artwork Placed Upon Private Property

Waiver of Proprietary Rights for Artwork Placed Upon Private Property Under VARA and CAPA

Artist will design a work of visual art promoting healthy food at Three Amigos Market. In consideration of the Owner's approval of the Artist's design of visual art [describe mural, medium, site, including interior location if applicable]

A mural for Three Amigos Market displaying healthy food and beverage options and healthy and happy community members coming together to promote the transformation happening at the store through HOPE Collaborative's Healthy Corner Store Project. The mural will be displayed on the exterior of the building along 13th Ave replacing a previous older mural which has past its lifespan and is covered in graffiti and advertisements. The Store Owner and Building Owner will approve the mural design before it is installed. Jose "Peps" Garcia affiliated with East Side Arts Alliance will be the lead artist on the project and will solicit community input and feedback in the design with the support of HOPE Collaborative. _____

entitled Three Amigos Market – Healthy Corner Store Mural _____

("the Work") for the Property Owner, Artist agrees to waive and does hereby waive voluntarily all rights to attribution and integrity with respect to the Work and any and all claims as may arise under the Visual Artists Rights Act of 1990, 17 U.S.C. §§106A and 113(d) ("VARA"), the California Art Preservation Act (California Civil Code §§987 and 989) ("CAPA"), or any other local, state, foreign or international law, as currently drafted or as may be hereafter amended, that conveys the same or similar rights ("Moral Rights Laws"), with respect to the Work, its display, removal from display, exhibition, installation, conservation, storage, study, alteration and any other activities conducted by the Property Owner. If the Work is incorporated into a building such that the Work cannot be removed from the building without physical defacement, mutilation, alternation, distortion, destruction, or other modification (collectively, "Modification") of the Work, artist waives any and all such claims under any Moral Rights Laws arising out of or against any current or future owners of the site, and its agents, officers and employees, for Modification of the Work.

The Property Owner has the absolute right to change, modify, destroy, remove, relocate, move, replace, transport, repair or restore the Work, in whole or in part, with prior notification to the City of Oakland.

The Property Owner has no obligation to pursue claims against third parties for modifications or damage to the Work done without the City's authorization. However, the Property Owner may pursue claims against third parties for modifications or damage or to restore the Work if the work has been modified without the City's authorization. In the event that the Property Owner pursues

such a claim, it shall notify the Artist, and Artist shall cooperate with the Property Owner's efforts to prosecute such claims.

If the Property Owner modifies the Artwork without the Artist's consent in a manner that is prejudicial to Artist's reputation, Artist retains the right to disclaim authorship of the Artwork in accordance with 17 U.S.C. § 106A (a) (2).

Artist bears the sole responsibility for providing the City with any changes to the Artist's Address for Notice. Notice of changes must be mailed to the City of Oakland, Cultural Arts Division, 1 Frank H. Ogawa Plaza, 9th floor, Oakland, CA 94612 and to the Property Owner.

Artist understands the effect of this waiver and hereby acknowledges that Artist is surrendering the rights described herein with respect to the Work.

By ~~Artist~~ PROPERTY OWNER

Name: Najat Himeel Date: 03-25-15

Address: 4001 Woodruff ave Oakland CA 94602

Phone: 510 219-2192 Email: phermanliu@yeshoo.com

By: ~~Property Owner~~ ARTIST

Name: Jose Garcia Date: 10-19-2015

Address: 4086 E18th St. Oakland

Phone: 510-612-7190 Email: thlish4@gmail.com.

By City of Oakland:

Name: _____ Date: _____

Title: _____

Address: _____

Phone: _____ Email: _____

