



REPORT TO COUNCIL City of Sacramento

915 I Street, Sacramento, CA 95814-2604
www. CityofSacramento.org

Consent
May 22, 2007

**Honorable Mayor and
Members of the City Council**

Title: Kidd donation of Pinkerton artwork to Art in Public Places (APP) collection

Location/Council District: Citywide (All Districts)

Recommendation: Adopt a **Resolution:** 1) approving donation by James Kidd of four Clayton Pinkerton oil paintings to the APP collection; 2) authorizing the City Manager to execute the Deed of Gift and IRS Form 8283 with Mr. Kidd in the amount of \$300,000.

Contacts: Cari LaZansky, Art in Public Places Assistant, 916-566-3977; Linda Bloom, Art in Public Places Administrator, 916-566-3971.

Presenters: Not applicable

Department: Convention, Culture and Leisure

Division: Metro Arts

Organization No: 4242

Description/Analysis

Issue: Individual donor James Kidd is requesting the acceptance of his donation of four paintings by artist Clayton Pinkerton.

Policy Considerations: The acceptance of these artworks follows the established policy and procedures for Artwork Gift/Loans approved by the City and County of Sacramento in September 1988. If approved, the transference of ownership will come through a Deed of Gift signed by the City of Sacramento. These artworks will be part of the permanent collection of the Sacramento Metro Arts Commission's (SMAC) APP Program (see Attachments 1 and 5).

Commission/Committee Action: The APP Committee and SMAC unanimously approved this donation at their regularly scheduled meetings on Wednesday, February 7 and Monday, February 12, 2007, respectively.

Environmental Considerations: This action is exempt from CEQA Section 15301 because it is not a project as defined under CEQA.

Rationale for Recommendation: SMAC and APP support the acceptance of these paintings, recognizing the artist's significant role in the Bay Area Figurative Art Movement of the late 1950's and early 1960's. The four artworks represent a range of themes which Pinkerton explored in the 1960's. These artworks will be an important addition to the APP Collection and relate to the current collection in terms of thematic content and scale (see Attachments 1, 2 and 4). It's anticipated that these artworks will rotate throughout the multitude of available City and County offices.

Financial Considerations: A professional appraisal of the artworks by C.L. Wysuph and Associates of Marina Del Rey, CA authenticates the value of the paintings according to recent sales and current market prices for Pinkerton's work (see Attachments 2 and 3). The four oil paintings are valued as follows:

"Man Flying Down to Car"	\$ 75,000
"The Star"	\$ 75,000
"Outpost"	\$ 75,000
"Ace"	\$ 75,000
Total:	\$300,000

Emerging Small Business Development (ESBD): Not Applicable

Respectfully submitted by *Cari LaZansky*
Cari LaZansky
Art in Public Places Assistant

Linda Bloom
Linda Bloom
Art in Public Places Administrator

Approved by: *Randy Malby (FOR)*
Rhyena Halpern
Executive Director
Sacramento Metropolitan Arts Commission

Approved by: 
Barbara E. Bonebrake,
Director
Convention, Culture and Leisure Department

Recommendation Approved:


Ray Kerridge
City Manager

Table of Contents:

	Pg	1-3	Report
Attachments:			
1	Pg	4	Background
2	Pg	5	Pinkerton paintings
3	Pg	6	Appraisal
4	Pg	7	Artist background
5	Pg	8	Artwork Gift/Loan Policy
6	Pg	9	Resolution

ATTACHMENT 1

BACKGROUND INFORMATION

Artist Clayton Pinkerton was originally part of the Bay Area Figurative Art Movement in the late 1950's and early 1960's. Pinkerton, a critical artist in the group, earned his Master of Fine Arts at California College of Arts & Crafts and was painting in the figurative style at the same time as many of the major figurative painters.

The four Pinkerton paintings are entitled:

"Ace", oil on canvas, 1961, 68.5" x 73.75"

"Man Flying Down to Car", oil on canvas, 1962, 74" x 69.5"

"The Star", oil on canvas, 1963, 86"x 69"

"Outpost", oil on canvas, 1967, 70.5" x 66.5"

The artworks will be delivered to the City of Sacramento in good condition. Transfer of the artworks will be accomplished through a Deed of Gift to the City of Sacramento to be held and administered by the Sacramento Metropolitan Arts Commission, Art in Public Places program.

These four artworks will be an important addition to the Art in Public Places Collection of the City of Sacramento and will be part of the APP rotating collection.

The criterion for accepting artwork is based on the policy for Artwork Gifts/Loans accepted September 1988 by the City and County of Sacramento which considers artwork quality, the relationship of the artwork to the present collection, and the City and County's ability to locate, maintain, and conserve the work. Once installed, the artwork should require minimal maintenance.

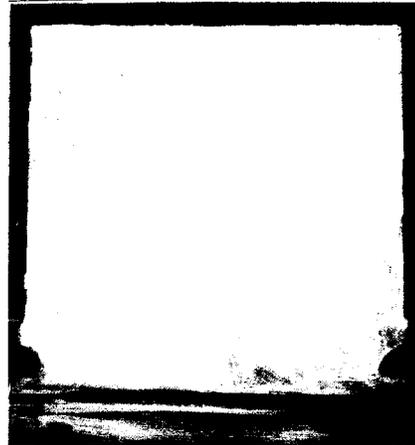
ATTACHMENT 2

Pinkerton Paintings

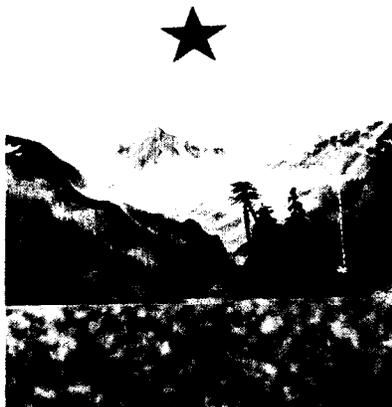
**“Ace”, oil on canvas, 1961
68.5 x 73.75”**



**“Man Flying Down to Car”
oil on canvas, 1962
74” x 69.5”**



**“The Star”, oil on canvas, 1963
86” x 69”**



**“Outpost”, oil on canvas, 1967
70.5” x 66.5”**



ATTACHMENT 3

Appraisal

Appraiser: C.L. Wysuph and Associates
Marina del Rey, CA

APPRAISAL OF FINE ART

Oil painting on canvas by Clayton Pinkerton (1930-1993). *Outpost*, 1967. 70 ½ x 66 ½ inches. Signed and dated on the reverse. Framed. Good condition.

Valuation \$ 75,000.00

Oil painting on canvas by Clayton Pinkerton (1930-1993). *Man Flying Down into Car*, 1962. 70 ½ x 69 ½ inches. Signed and dated on the reverse. Framed. Good condition.

Valuation \$ 75,000.00

Oil painting on canvas by Clayton Pinkerton (1930-1993). *The Star*, 1967. 86 x 69 inches. Signed and dated on the reverse. Framed. Good condition.

Valuation \$ 75,000.00

Oil painting on canvas by Clayton Pinkerton (1930-1993). *ACE*, 1961. 68 ½ x 73 ¼ inches. Signed and dated on the reverse. Framed. Good condition.

Valuation \$ 75,000.00

ATTACHMENT 4

Artist Background Clayton Pinkerton (1930-1993)

Working first in the Bay Area Figurative style, Post War California artist Clayton Pinkerton later worked in a more stylized manner related to Pop Art in the 1960's and focused on social commentary themes. In the 1970's, he did landscapes "in a cool, emotionally neutral style".

He studied at the Carmel Art Institute, California College of Arts and Crafts, and the Harwood Foundation at the University of New Mexico. He received his B.F.A. in 1952, and M.F.A. in 1953. From 1957 to 1958, he was a Fulbright Scholar, and from 1960 was a Professor of Fine Arts at the California College of Arts and Crafts. Pinkerton also taught at The Richmond Art Center.

In 1958, after nearly a decade of landscape-formed imagery, Pinkerton turned to the human figure. This is seen by some as the first Bay Area emergence of Figurative/Narrative. For Pinkerton, the human form was not merely a vehicle for painterly attitudes, but the basis of all content and direction. The content that began to emerge, as Pinkerton was influenced by Munch and others, dealt with the issues of death, family, social consciousness and politics.

Critics made connections to Pop Art, however, Pinkerton was influenced primarily by the verbal element of Duchamp's work. Pinkerton's titles display that interest in the words and their impact on the visual imagery. Rather than seeing the word as destructive to visual imagery, which was so much the philosophy of the '50s and of Abstract Expressionism, for Pinkerton the written word became a liberator and component part of the whole process. All this intensity soon started taking its toll. By 1971 he stopped painting for almost a year. It was a time for reintroducing some of the form of the 1950s landscape period and of more idyllic ideals. The figure was not to disappear for long, but its new context opened up a greater scope of work that is ironic, satirical, humorous and laid-back.

Biography from AskArt and John Natsoulas Gallery

Sources: Thomas Albright, *Art in the San Francisco Bay Area, 1945-1980*

San Francisco Art Association (Institute) Catalog of the Art Bank

Peter Falk, *Who Was Who in American Art*

David J Carlson, Carlson Gallery, California. Carlson's specialty is Post-World War II California artists.

ATTACHMENT 5

Policy

ART WORK/GIFT/LOANS POLICY FOR THE CITY AND COUNTY OF SACRAMENTO

I. OBJECTIVE

To establish a procedure for evaluation of proposed gifts of loans of art work to the Sacramento Metropolitan Arts Commission (SMAC), enabling the development of the City and County of Sacramento's permanent Art in Public Places collection.

II. POLICY STATEMENT

The City and County of Sacramento under the Art in Public Places Program integrates art work of the highest quality into capital improvement projects. It is the City and County's responsibility for maintaining the quality and diversity of the program.

III. POLICY

A. CRITERIA

1. The quality of the art work.
2. The relationship of the art work to the present collection.
3. The City and County's ability to handle, place, maintain, and conserve the art work.

B. PROCESS

1. Person or organization offering art work will submit the artist's resume and slides or photograph of the art work to the Sacramento Metropolitan Arts Commission.
2. The Art in Public Places Committee (APPC) of SMAC will make a recommendation to the members of the Sacramento Metropolitan Arts Commission regarding acceptance or rejection of the work.
3. The City and County encourage clear and unrestricted gifts to the collection. Any condition(s) or restriction(s) attached to the gift/loan of art work must be presented to the APP Committee and SMAC. No work of art will be accepted with an attribution or circumstances of exhibition guaranteed in perpetuity.
4. A legal document of transmittal, transferring title of the art work and defining the rights and responsibilities of all parties will accompany all gifts or loans of art work. Curatorial documentation of art work will include artist's name, descriptive record of the work, photograph and condition of the work.

Approved by the City and County of Sacramento September 1988

RESOLUTION NO. 2007-

Adopted by the Sacramento City Council

**APPROVING JAMES KIDD DONATION OF CLAYTON PINKERTON ARTWORK
TO ART IN PUBLIC PLACES COLLECTION**

BACKGROUND

- A. James Kidd requests acceptance of his donation of four oil paintings by artist Clayton Pinkerton to the City of Sacramento Art in Public Places Collection:
- “Ace”, oil on canvas, 1961, 68.5” x 73.75”
 - “Man Flying Down to Car”, oil on canvas, 1962, 74” x 69.5”
 - “The Star”, oil on canvas, 1963, 86”x 69”
 - “Outpost”, oil on canvas, 1967, 70.5” x 66.5”
- B. The APP Committee and the Arts Commission recommend acceptance of this donation and consider these works as a valuable addition to the APP rotating collection.
- C. An independent appraisal of the artworks values the four paintings at a total of \$300,000.

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL
RESOLVES AS FOLLOWS:**

- Section 1. The donation by James Kidd of four Clayton Pinkerton oil paintings to the APP collection is approved.
- Section 2. The City Manager is authorized to execute the Deed of Gift in the amount of \$300,000.