

**FIRST AMENDMENT TO PUBLIC ART AGREEMENT**

**THIS FIRST AMENDMENT TO THE AGREEMENT** is made and entered into this 4th day of December 2023, by and between the **CITY OF SMYRNA**, a municipal corporation of the State of Georgia, hereinafter referred to as the “City,” and David Wilson, whose address is 826 Green St. Studio B, Durham, North Carolina, 27701 hereinafter referred to as the “Artist.”

**RECITALS**

1. The City has allocated funds for a public art project to honor and celebrate the life and contributions of Fanny Williams, known as the Fanny Williams Legacy Project.
2. The Artist has been selected by the City to design, execute, fabricate, deliver, and install a work of art consisting of a 7’ diameter concrete plinth topped with a life-size bronze statue of Fanny Williams. Behind the figure of Fanny Williams is a curved 8’9” tall metal framed backdrop that will contain a perforated image (the “Work”), such Work to be installed at 2875 Atlanta Rd. Smyrna, Georgia, 30080 after consultation with the Committee to Honor Fanny Williams, City Administration, Department of Public Works, Department of Parks and Recreation, and the Department of Community Development personnel.
3. Both parties wish to reasonably promote and maintain the integrity and clarity of the Artist’s ideas and statements as represented by the Work.
4. The Artist was selected via an open call Request for Qualifications and an independent expert panel.
5. The City believes the Artist to be well able to undertake and perform such services for the City of Smyrna and desires to contract with the Artist for the performing of such services.
6. The Artist is ready, willing, and able to render such services as an independent contractor.

**AMENDMENT**

It is mutually understood and agreed by and between the City and the Artist to amend the previously executed agreement as follows:

**3. TERM OF AGREEMENT AND TIME OF PERFORMANCE:**

3.1 Term. The term of the Agreement shall commence on the date of execution hereof and terminate on completion of the services to be performed by the Artist hereunder, or on **April 1 2024**, whichever is earlier.

(Remainder of page intentionally left blank.)

**SCANNED**

BY: \_\_\_\_\_ Date: \_\_\_\_\_

**APPROVED**

**Per the City of Smyrna**

**Mayor and Council**

**Official Meeting Minutes**

**Date: \_\_\_\_\_**

**IN WITNESS WHEREOF**, the parties hereto have executed this Amendment as of the day and year first above written.

**ATTEST:**

By: \_\_\_\_\_  
HEATHER PECON-CORN  
City Clerk



**CITY OF SMYRNA**

By: \_\_\_\_\_  
MAYOR DEREK A. NORTON

**ARTIST**

By: \_\_\_\_\_  
DAVID WILSON