

O-14-26**Art in Public Places — Amending Definitions, Duties, and Membership****AMENDMENT 1 – ALDERMAN SAVIDGE**

Amendment Summary:

Amendment 1 adds to the membership regulations: Council confirmation, allowing members from outside the City; setting membership terms; and requiring members to serve until a successor is confirmed.

As introduced, §2.48.720(B) specifies only the number of members (five) and a residency preference. It omits appointment authority, City Council confirmation, term length, staggering, and vacancy procedures — all of which existed in current law and are necessary for the body to be seated, replaced, and confirmed. The current draft also no longer states that members are confirmed by the Council. This amendment retains the five-member size while restoring that governance framework. – **Ald. Robert Savidge, Ward 7, amendment sponsor**

MOTION:

On page 7, strike subsection 2.48.720(B) in its entirety and insert in lieu thereof:

“B. Membership; Appointment; Terms.

1. The Commission shall consist of five members, appointed by the Mayor and confirmed by the City Council.
2. To the extent practicable, members shall reside in and reflect different areas of the City; one or more members may reside outside the City where necessary to provide regional arts expertise.
3. Terms shall be three years, commencing July 1 of the year of appointment. To ensure continuity, initial appointments shall be for staggered terms of one, two, or three years as designated by the Mayor at the time of appointment, so that thereafter the terms of not more than two members expire in any one year.
4. A member shall serve until a successor is appointed and confirmed.

Explanation Note:

~~Strikethrough~~ indicates matter stricken from existing law.

Underlining & black means copyediting or reformatting of the existing section

Underlining & red means a Code change in the original legislation

Underlining & blue means an amendment to legislation

5. A vacancy shall be filled for the remainder of the unexpired term in the same manner as the original appointment. If a vacancy remains unfilled for more than 90 days, the Director shall notify the Mayor and City Council in writing.”

As the Change Would Look in the Legislation

This is solely for showing changes & is *not* part of the Amendment Motion.

Section 2.48.720 Duties and Responsibilities ~~Arts Commission established and duties.~~

A. The Commission shall have the following duties and responsibilities:

1. **City Property.** Provide recommendations to the Director concerning the acquisition, commissioning, placement, relocation, maintenance, removal, and disposition of art in public spaces on City-owned property. Additionally, collaborate with the Director and the City to establish a method for the competitive selection of art to be displayed in these public spaces.
2. **Procedure Development.** Recommend procedures as specified in Section 2.48.710 for the art fund.
3. **Funding Recommendations.** Make recommendations regarding the use of the art fund, including work of art funding, artist selection processes, and related expenditures, in accordance with applicable law and adopted procedures of the Commission, including those procedures adopted pursuant to § 2.48.740.
4. **Coordination with Other Bodies.** Coordinate, as appropriate, and directly in coordination with the Director, with other City boards, commissions, and agencies, including but not limited to the Historic Preservation Commission, to ensure consistency with applicable City laws, regulations, and review processes.
5. **Public Engagement.** Support public awareness of the Commission and Commission-supported art in public places, and encourage opportunities for public participation with the Commission, consistent with adopted Commission procedures and available resources.
6. **Advisory Role.** Serve in an advisory capacity, in coordination with the Director, to the Mayor, City Council, and Department on matters related to art in public places.

~~B. Membership, Appointment, Terms (Residency).~~

- ~~1. The Commission shall consist of five members.~~
- ~~2. Efforts shall be made to have the commission comprise residents from throughout the City.~~
- ~~3. Members may reside outside the City to allow for regional arts expertise.~~

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C. Officers; Bylaws.

1. The Commission shall select its officers in accordance with § 2.04.080.
2. The ~~responsibilities~~ of any officers shall either be prescribed in the current edition of Robert's Rules of Order, Newly Revised, or specified in any bylaws or rules that the Commission may adopt in accordance with § 2.04.080.
3. The chair shall preside at all meetings of the ~~Commission~~, and in the chair's absence, the vice chair shall preside, and, in the absence of the chair and vice chair, the senior-most member of the ~~Commission~~ shall preside with all powers of the chair.

D. Ex Officio Members.

1. The Director, or their designee, shall be an ex officio, nonvoting Commission member.
2. The Mayor may designate additional City officials or individuals to participate in an ex officio, nonvoting capacity.

E. Report Required.

1. The Commission shall, in accordance with § 2.04.080, submit, not later than January 15 of each year, a report of its activities for the prior calendar year.
2. The Finance Director shall submit a report on the ~~art~~ fund's financial status during the preceding year no later than January 15 of each year.

F. Guidelines and procedures.

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1. The Commission shall adopt guidelines and procedures that:
 - a. Identify works of art suitable for display or performance in publicly accessible spaces on City property;
 - b. Facilitate the preservation and maintenance of works of art displayed in public places;
 - c. Prescribe a method for the competitive selection of art in public places;
 - d. Prescribe procedures for the selection, acquisition, display, and performance of art in public places, including temporary works of art, permanent works of art, and art activations;
 - e. Prescribe procedures for awarding monies from the art fund to artists, groups, and organizations that promote or practice art in public places, to support the direct costs of works of art that are open to the public; and
 - f. Establish other matters appropriate to the administration of this article.
2. Each guideline and procedure shall become effective in accordance with § 2.04.090.