

Ordinance No. _____

AN ORDINANCE OF THE CITY OF OLYMPIA, WASHINGTON, AMENDING SECTIONS 2.100.130, 2.100.150 AND 2.100.180 OF THE OLYMPIA MUNICIPAL CODE RELATING TO THE MUNICIPAL ARTS FUND.

WHEREAS, at its regular business meeting on November 15, 2011, the City Council decided to set aside \$10,000 from the Municipal Arts Fund to be utilized for the next phase of the Artspace Project (the Project), contingent upon the Olympia Artspace Alliance raising \$30,000 for the Project; and

WHEREAS, the Olympia Artspace Alliance has raised the required funds; and

WHEREAS, it is necessary to amend certain sections of Olympia Municipal Code Chapter 2.100 in order to use the funds for the Project as directed by Council;

NOW, THEREFORE, THE OLYMPIA CITY COUNCIL ORDAINS AS FOLLOWS:

Section 1. Amendment of OMC 2.100.130. Section 2.100.130 of the Olympia Municipal Code is hereby amended to read as follows:

2.100.130 Public Art--Purpose

The City accepts a responsibility for expanding experience with visual art. Such art has enabled people in all societies to understand more clearly their communities and individual lives. Artists capable of creating art for public places must be encouraged and Olympia's standing as a regional leader in public art enhanced. A policy is therefore established to direct the inclusion of works of art in public works of the City and to explore means for encouraging artists to live and work in Olympia.

Section 2. Amendment of OMC 2.100.150. Section 2.100.150 of the Olympia Municipal Code is hereby amended to read as follows:

2.100.150 Public Art--Allocation of Municipal Funds

The ordinance codified in Sections 2.100.130 through 2.100.170 provides allocations of certain municipal funds for the purpose of selecting, acquisitioning and installing art works in public places and further provides that moneys collected be held in a "municipal arts fund" to be expended for projects as prescribed in the "municipal arts plan" to be developed by the arts commission. All works of art purchased and commissioned under the municipal arts plan shall become a part of the City art collection developed, administered and operated by the City arts program. Moneys in the municipal arts fund may also be used toward the creation of a live/work housing project for local artists.

Section 2. Amendment of OMC 2.100.180. Section 2.100.180 of the Olympia Municipal Code is hereby amended to read as follows:

2.100.180 Public Art--Municipal Arts Fund

There is established in the City treasury a special fund designated "municipal arts fund" into which shall be deposited funds appropriated as contemplated by Section 2.100.170, together with gifts or bequests to the City for public art and other funds as the City Council shall appropriate for works of art, and from which expenditures may be made for specific works of art or for works of art in accordance with the plan specified in Section 2.100.140. Moneys in the municipal arts fund may also be used toward the creation

of a live/work housing project for local artists. Separate accounts shall be established within the municipal arts fund to segregate receipts by source or, when so directed by the City Council, for specific works of art. A percentage of the municipal art fund will be appropriated for administrative costs associated with the project. Arts program staff salaries will not be funded from the municipal art fund. Donations received for public art projects and purposes shall be administered pursuant to applicable policies adopted by the arts commission and Parks, Recreation and Cultural Services Department.

The interest accruing in the municipal arts fund shall be segregated as an art conservation reserve. Moneys held in the art conservation reserve may be expended for staff time, professional services, supplies, and operating costs associated with the conservation, repair, restoration, or maintenance of works of public art as prescribed in an annual maintenance plan to be developed by the arts commission. In the event that excess funds are accumulated in the art conservation reserve, a percentage of reserve funds may be expended for special maintenance projects as recommended by the arts commission and as approved by the City Council.

Section 3. Severability. The provisions of this Ordinance are declared separate and severable. If any provision of this ordinance or its application to any person or circumstances is held invalid, the remainder of this ordinance or application of the provision to other persons or circumstances, shall be unaffected.

Section 4. Ratification. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 5. Effective Date. This Ordinance shall take effect five (5) days after publication, as provided by law.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:



CITY ATTORNEY

PASSED:

APPROVED:

PUBLISHED: