

ORDINANCE NO. 149425

An Ordinance amending Title 5, Revenue and Finance, of the Code of the City of Portland by adding a new Chapter 5.74 to provide for the dedication of 1% of the construction cost of major city construction or alteration of certain city buildings for the acquisition and display of art, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

- (1) That it is appropriate in the new construction or major alteration of certain city buildings that 1% of the construction costs of such major city construction be devoted to the acquisition and display of art to be displayed in, upon, adjacent to or in close proximity to such building;
- (2) That the Code of the City of Portland, Title 5, Revenue and Finance, should be amended by adding a new Chapter 5.74, Acquisition of art;

NOW, THEREFORE, the Council directs:

- (a) That the Code of the City of Portland be amended by adding thereto a new Chapter 5.74, Acquisition of art, to read as follows:

5.74.010 Purpose. It is the purpose of this section and the policy of the city that each major city construction project which involves the construction or alteration of certain city buildings shall have an appropriate display of art integrated into the project.

5.74.020 Definitions. As used in this chapter:

- (1) "Construction cost" means actual construction cost, excluding engineering and administrative costs, cost for fees and permits, and indirect costs, such as interest during construction, advertising and legal fees.
- (2) "Construction or alteration" means construction, rehabilitation, renovation, remodeling or improvement.
- (3) "City building" means all city buildings except service facilities not normally visited by the public.
- (4) "Major city construction project" means a construction project which involves the construction or alteration of a city building with an estimated construction cost of \$50,000 or more.

5.74.030 Dedication. One percent of the construction cost of a major city construction project which involves the construction or alteration of a city building shall be set aside for the acquisition of art; which art shall be displayed in, upon, adjacent to or in close proximity to the city building which is the subject of the project; except that if it would be inappropriate to display art at that location, said one percent shall be used for the acquisition of art for display in, upon, adjacent to or in close proximity to other city buildings.

ORDINANCE No.

5.74.040 Administration. The Metropolitan Arts Commission shall in its discretion administer the provisions of this ordinance relating to art acquisition and display.

5.74.050 Guidelines. The Metropolitan Arts Commission shall adopt guidelines:

- (1) to determine the cases in which it would be inappropriate to display art in a city building;
- (2) to identify suitable art objects for city buildings;
- (3) to encourage the preservation of ethnic cultural art and crafts, including Pacific Northwest Indian art;
- (4) to facilitate the preservation of art objects and artifacts that may be displayed by a construction project;
- (5) to prescribe a method or methods of competitive selection of art objects for display;
- (6) to prescribe procedures for the selection, acquisition and display of art in city buildings; and
- (7) to set forth any other matter appropriate to the administration of this chapter.

5.74.060 Delegation. The Metropolitan Art Commission's decision as to the selection, acquisition, allocation and display of art objects shall be final.

5.74.070 Ownership. All art objects acquired pursuant to this ordinance shall be acquired in the name of the City of Portland, Oregon, and title shall vest in the City of Portland, Oregon.

Section 2. The Council declares:

That in order that appropriation of funds for art objects for city buildings may be authorized without unnecessary delay, an emergency exists and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **APR 10 1980**

Commissioner Schwab
March 27, 1980
RLHurtig/fg

Attest:

George W. Pringle
Mayor of the City of Portland

Serge J. Gendron
Auditor of the City of Portland

1267

Calendar No. ~~1150~~**ORDINANCE NO. 149425****Title**

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THURSDAY

APR 3 1980
CONTINUED TO APR 10 1980

Filed **MAR 28 1980**

GEORGE YERKOVICH

Auditor of the CITY OF PORTLAND

By *George Yerkovich*
Deputy

| FOUR-FIFTHS CALENDAR | |
|----------------------|--|
| Ivancie | |
| Jordan | |
| Lindberg | |
| Schwab | |
| McCreedy | |

| THE COMMISSIONERS VOTED AS FOLLOWS: | |
|--|------|
| Yeas | Nays |
| Ivancie | 1 |
| Jordan | 1 |
| Lindberg | 1 |
| Schwab | 1 |
| McCreedy | 1 |

INTRODUCED BY
Commissioner Schwab

NOTED BY THE COMMISSIONER

Affairs

Finance and
Administration

Safety

Utilities

Works

BUREAU APPROVAL

Bureau:

Prepared By:

Date:

RLHurtig/Fg March 27, 1980

Budget Impact Review:

☐ Completed ☐ Not required

Bureau Head:

NOTED BY

City Attorney

City Auditor

City Engineer