

SUBSTITUTE

ORDINANCE No. 189611

Amend Acquisition of Public Art Code to expand eligible uses of the 2% funds, explicitly prioritize underserved communities and clarify City accountability (Ordinance; amend Chapter 5.74)

The City of Portland Ordains:

Section 1. The Council finds:

1. Through partnership with the Regional Arts and Culture Council (RACC), the City of Portland's 2% for Art program leverages capital construction projects to place public art throughout the community.
2. Art and cultural activity unite communities and celebrate diversity, and should equitably reach all neighborhoods.
3. In February 2018, the Portland City Council accepted *A Plan for Preserving and Expanding Affordable Arts Space in Portland*. The recommendations included item number 10, "Tailor the 2% For Art Program," which stated:

"RACC and City bureaus will prioritize placing art in underserved neighborhoods as part of the 2% for Art requirement. This option already exists under the program, but bureaus and RACC will prioritize opportunities to place art in neighborhoods that have historically lacked public art. The City will also consider changes to the 2% for Art program that would include the option to develop space, rather than add discrete art installations."

4. In May 2018, in its first audit of RACC, the City Auditor found, in part, that the City's cultural goals and our mutual roles and responsibilities should be better defined.
5. In response to the recommendations in both the Affordable Art Space Plan and the RACC audit, the City of Portland should:
 - a. Explicitly prioritize underserved communities' access to art;
 - b. Expand eligible uses of the 2% funds to include Creative Space and more clearly allow activities like artists-in-residence;
 - c. Clarify Portland City Code to make explicit the roles and responsibilities of the Portland City Council, the eligible Bureaus, and the Arts Council.

NOW, THEREFORE, the Council directs:

- a. Amend Portland City Code Chapter 5.74 as shown in Exhibit A.

- b. The Office of Management and Finance shall draft and adopt administrative rules and procedures to related to Public Art and Creative Space procedures, which to the greatest extent practicable shall set forth procedures to be followed by all Participating Bureaus.
- c. The Regional Arts and Culture Council shall amend Public Art Guidelines to reflect criteria outlined in section 5.74.060.

Passed by the Council: JUL 24 2019
Commissioner Fish
Commissioner Eudaly
Prepared by: Tracy Schreiber
Date Prepared: 6/11/2019

Mary Hull Caballero
Auditor of the City of Portland

By



Deputy

S-607 690

Agenda No.

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Code

INTRODUCED BY Commissioner/Auditor: Commissioners Fish and Eudaly	CLERK USE: DATE FILED <u>JUL 09 2019</u>
COMMISSIONER APPROVAL Mayor—Finance & Administration - Wheeler Position 1/Utilities - Fritz Position 2/Works - Fish <i>Soms</i> Position 3/Affairs - Hardesty Position 4/Safety - Eudaly <i>CE up MKH</i>	Mary Hull Caballero Auditor of the City of Portland By: <i>[Signature]</i> Deputy
BUREAU APPROVAL Bureau: Office of Commissioner Nick Fish Bureau Head: Sonia Schmanski	
Prepared by: Tracy Schreiber Date Prepared: 7/8/2019	ACTION TAKEN: JUL 10 2019 PASSED TO SECOND READING JUL 24 2019 9:30 A.M.
Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
City Auditor Office Approval: required for Code Ordinances <i>[Signature]</i>	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>[Signature]</i>	
Council Meeting Date 7/10/2019	

AGENDA TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 15 (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz →	1. Fritz ✓	
2. Fish	2. Fish ✓	
3. Hardesty	3. Hardesty _____	
4. Eudaly	4. Eudaly _____	
Wheeler	Wheeler ✓	