

## ORDINANCE No. 187 570

Establish the City Budget Office as the City bureau responsible for managing the Percent for Art program. (Ordinance; amend Code Sections 5.74.030 and 5.74.090)

The City of Portland ordains:

### Section 1. The Council Finds:

1. City Code 5.74 Acquisition of Public Art establishes the Percent for Art policy and program, and identifies the Office of Management and Finance (OMF) as the City agency responsible for implementing provisions of the chapter and adopting administrative rules.
2. Until 2012, it was the Financial Planning Division within OMF that carried out these responsibilities.
3. In 2012, through Ordinance #185807, City Council created the City Budget Office (CBO) as an office independent from OMF, and eliminated OMF's Financial Planning Division.
4. The CBO has continued to carry out its responsibilities for the Percent for Art program that it had previously done when it was organized as the Financial Planning Division.
5. Language in City Code 5.74 should be amended to accurately identify the CBO as the City agency responsible for managing the Percent for Art program.

NOW, THEREFORE, the Council directs:

- a. Section 5.74.030 Dedication is amended as follows:

Any City of Portland official or employee acting on behalf of a Participating Bureau who authorizes or appropriates expenditures for an Improvement Project shall include in the capital improvement program of the City's capital budget, and disburse to the Regional Arts & Culture Council, a monetary contribution for Public Art equal to Two percent (2%) of the total Eligible Costs or two percent of the total Eligible Funds of the Improvement Project, whichever is less. ~~The Office of Management and Finance~~ City Budget Office and the Portland Development Commission shall each adopt administrative rules and procedures to implement this section, which to the greatest extent practicable shall set forth the same procedures to be followed by all Participating Bureaus, including the Portland Development Commission.

- b. Section 5.74.090 Implementation is amended as follows:

The Regional Arts & Culture Council, or its designee, shall implement the provisions of this Chapter, in cooperation with the ~~Office of Management and Finance~~ City Budget Office and all Participating Bureaus.

Passed by the Council, FEB 03 2016

Mayor Charlie Hales  
Prepared by: Celia Heron  
Date Prepared: January 8, 2016

**Mary Hull-Caballero**  
Auditor of the City of Portland

By *Gayla Jennings*

Deputy

Agenda No. **ORDINANCE NO. 187570**  
Title

Establish the City Budget Office as the City bureau responsible for managing the Percent for Art program. (Ordinance; amend Code Sections 5.74.030 and 5.74.090)

<p><b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Charlie Hales</b></p> <p><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p> <p><b>BUREAU APPROVAL</b></p> <p>Bureau: OMF Bureau Head: Fred Miller</p> <p>Prepared by: Celia Heron Date Prepared: January 8, 2016</p> <p>Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p><b>City Auditor Office Approval:</b> required for Code Ordinances</p> <p><b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter</p> <p>Council Meeting Date <b>January 27, 2016</b></p>	<p>CLERK USE: DATE FILED <u>JAN 19 2016</u></p> <p>Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u>[Signature]</u> Deputy</p> <p><b>ACTION TAKEN:</b></p> <p>JAN 27 2016 PASSED TO SECOND READING FEB 03 2016 9:30 A.M.</p>
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**AGENDA**

**TIME CERTAIN**   
Start time: \_\_\_\_\_

**Total amount of time needed:** \_\_\_\_\_  
(for presentation, testimony and discussion)

**CONSENT**

**REGULAR**   
**Total amount of time needed:** \_\_\_\_\_  
(for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz ✓	
2. Fish	2. Fish ✓	
3. Saltzman	3. Saltzman ✓	
4. Novick	4. Novick _____	
Hales	Hales _____	