

ORDINANCE NO. 6111

AN ORDINANCE relating to art in King County construction projects; repealing Ordinance No. 1511 and K.C.C. 4.40.010 through 4.40.050; establishing 1% for Art projects in several capital funds; and establishing a method for calculating art appropriations for capital projects.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance No. 1511 and K.C.C. 4.40.010 through 4.40.050 are each repealed.

SECTION 2. Purpose. King County accepts responsibility for expanding the opportunities for its citizens to experience art in public places, thereby creating more aesthetically pleasing environments. A policy is therefore established to direct the inclusion of works of art in certain public works of King County.

SECTION 3. Definitions. A. "Arts Commission" means the King County Arts Commission.

B. "County Construction project" means any project paid for by funds appropriated by King County, to construct or remodel any building, decorative or commemorative structure, park, or any portion thereof, within the jurisdiction of King County.

C. "Demolition costs" shall mean payments for any work required for the removal of buildings or other existing structures from the property.

D. "Equipment costs" shall mean payments for any equipment or furnishings that are portable and of standard manufacture. Equipment shall not mean items that are custom designed or that create a new use for the facility, whether portable or affixed.

E. "Real Property acquisition costs" shall mean payments made for the purchase of parcels of land, existing buildings, and structures, and costs incurred by the County for the appraisals or negotiations in connection with such purchase.

1 bridges, sewers, surface water projects, and maintenance
2 projects, and except for supplemental appropriations to correct
3 actual or anticipated project overruns not involving a change in
4 project scope. Notwithstanding these exceptions, where the Arts
5 Commission and the County Executive agree that artistic treatment
6 is appropriate, allocation of funds for artworks shall be
7 permissible, subject to appropriation of the King County Council.

8 SECTION 5. A. Appropriations. All future appropriations
9 for County Construction projects shall include an amount to be
10 used for the selection, acquisition, and display of works of art,
11 which may be an integral part of the project, or placed in, on or
12 about the project or other public facility. Funds appropriated
13 as part of one such project, but not required in total or in part
14 for said project, may be expended for art in other County
15 projects.

16 B. Method of calculation. The minimum amount to be appro-
17 priated for art shall be the total County-funded portion of
18 the appropriation divided by 100, except that any County-funded
19 amount intended to be used for real property acquisition,
20 demolition, or equipment costs shall be excluded from the total
21 for purposes of this calculation. If project funds are
22 appropriated wholly or in part from a grant to the County, and if
23 the granting authority has approved use of a portion of the grant
24 amount for art, then this amount shall be appropriated in
25 addition to any amount appropriated from County funding sources.
26 If the granting authority has specifically disallowed use of
27 those grant funds for art, then the Arts Commission may present
28 a plan for the expenditure of the 1% for Art monies in excess of
29 the County-funded portion.

30 C. Transfer to "1% for Art" project. The funds appropriate

1 is made. Funds shall not be transferred from a 1% for Art
 2 project to another project unless the transfer is authorized by
 3 an appropriation ordinance.

4 SECTION 6. A. 1% for Art projects. The following capital
 5 projects, entitled "1% for Art", are hereby established for the
 6 purpose of accounting for art appropriations for County construc-
 7 tion projects;

8	<u>C.I.P. Project No.</u>	<u>Fund</u>	<u>Fund Name</u>
9	002030	108	Civil Defense
10	003070	323	Solid Waste Construction-1981
11	002055	331	Building Modernization Construction
12	003040	332	Solid Waste Capital
13	006040	335	Youth Services Facilities
14	001270	338	Airport Construction
15	004080	345	Cedar Hills Construction
16	008270	387	Harborview Medical Const.-1977
17	002040	388	Jail Renovation & Construction
18	004220	214	Grants
19	005030	448	Stadium
20	999982	385	Renton Maintenance Facility
21			Construction

22 B. Art in Parks. Capital Project No. 007258, Art in Parks,
 23 shall be designated as the 1% for Art project in Fund 337, Park
 24 Acquisition and Development.

25 C. Whenever a new capital fund shall be created, a new "1%
 26 for Art" project shall be created within that fund, to receive
 27 art monies for eligible projects.

28 SECTION 7. Appropriations for art made prior to the
 29 effective date of this ordinance for County construction projects
 30 shall be transferred by the County Executive or his representative

1 of any County construction project which involves the use of
2 General Obligation Bond proceeds, amounts for works of art
3 described in this ordinance shall be used for projects and
4 capital purposes consistent with the resolution(s) or ordinance(s)
5 approved by the voters or the County Council.

6 SECTION 9. Arts Commission responsibilities. A. The Arts
7 Commission shall be responsible for advising the County Executive
8 and the County Council in the administration of the 1% program,
9 including establishing program guidelines, designating sites,
10 determining budgets, selecting and commissioning of artists,
11 reviewing the design, execution and placement of works or art
12 funded by this ordinance, and for the removal of works from the
13 County Collection.

14 B. The Arts Commission shall require that any proposed work
15 of art requiring extraordinary operation or maintenance expenses
16 shall receive prior approval of the department manager responsible
17 for operation and maintenance of the artwork. All repairs and
18 maintenance of artworks by County departments shall have the
19 prior approval of the Arts Commission and shall comply with any
20 contractual obligations entered into by the County in the
21 acquisition of those artworks.

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SECTION 10. Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.

INTRODUCED AND READ for the first time this 16th day of August, 1982.

PASSED this 23rd day of August, 1982.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Lois North
Chairman

ATTEST:

Dorothy M. Brown
DEPUTY Clerk of the Council

APPROVED this 2nd day of September, 1982.

Randy Reed
King County Executive