

September 18, 1989
0545F/TC/pb

Introduced by SIMS
GRUGER

Proposed No. 89-481

ORDINANCE NO. **9134**

1 AN ORDINANCE relating to 1% for Art;
2 repealing Ordinance No. 6111 and K.C.C.
3 4.40.010 through 4.40.090; creating a new
4 fund for 1% for Art, pooling existing
5 monies in 1% for Art projects; and
6 expanding the scope of uses for 1% for
7 Art monies.

8 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

9 SECTION 1. Ordinance No. 6111 and K.C.C. 4.40.010 through
10 4.40.090 are each repealed.

11 SECTION 2. There is hereby established a "1% for Art Fund."

12 SECTION 3. Purpose. It is the intention of King County to
13 provide opportunities for the public to experience and
14 participate in the cultural and artistic legacy of this
15 region. The council is also committed to enhancing the
16 environment by involving artists, where possible, in the design
17 of King County facilities. A policy is therefore established
18 to direct the pooling of 1% for Art monies to be used to
19 include works of art in certain public places and to expand the
20 access to, and the cultural and ethnic diversity of, the art
21 experienced in public places by citizens of King County.

22 SECTION 4. Definitions. A. "Arts Commission" means the
23 King County Arts Commission.

24 B. "County Construction project" means any project paid
25 for by funds appropriated by King County, to construct or
26 remodel any building, decorative or commemorative structure,
27 park, or any portion thereof, within the jurisdiction of King
28 County except projects excluded in Section 5 of this ordinance.

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

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

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

10 SECTION 5. Appropriations. All future appropriations for
11 county construction projects shall include an amount to be set
12 aside for transfer to the 1% for Art Fund, except for
13 appropriations for roads, bridges, sewers, surface water
14 projects, solid waste landfills, and maintenance projects, and
15 except for supplemental appropriations to correct actual or
16 anticipated project overruns not involving a change in project
17 scope. The transfer appropriations from the various projects
18 shall be pooled in the 1% for Art Fund.

19 SECTION 6. Uses. The appropriations pooled into the 1%
20 for Art Fund are to be used for:

21 1. the selection, acquisition, and display of works of
22 visual art, which may be:

23 a. an integral part of the project,

24 b. placed in, on or about the project or other
25 public facility, or

26 c. worked into the design of the project or public
27 facility with agreement of the executive or his or her
28 designate;

1 3. repairs and maintenance of 1% for Art artworks by
2 county departments;

3 4. participation by citizens, including community
4 groups and children, working with professional artists in the
5 creation of works of art in public places;

6 5. introducing public art to children and adults by
7 applying a portion of 1% for Art project budgets toward
8 project-specific education, such as exhibits and artist
9 presentations to school and community groups;

10 6. other pilot projects as recommended by the Arts
11 Commission which may involve other artistic disciplines in a
12 diversity of cultures and ethnic backgrounds.

13 SECTION 7. Multi-Cultural Art. King County is committed
14 to participation by multi-cultural and ethnic artists in public
15 art. Therefore the Arts Commission is directed to make a
16 conscious effort to better represent multi-cultural and ethnic
17 artists by:

18 1. ensuring that juries and commissioned artists
19 reflect the ethnic diversity of the population of King County,
20 and,

21 2. supporting and developing projects that create
22 opportunities for multi-cultural and ethnic artists by
23 increasing the number of commissions for the services of
24 multi-cultural and ethnic artists, and placing a high priority
25 on acquiring art work by multi-cultural and ethnic artists.
26 The Arts Commission is directed to prepare a plan to comply
27 with these objectives, which shall be submitted to the council
28 for review and approval no later than January 1990.

1 identifies and describes projects to be accomplished during the
2 coming budget year from the 1% for Art Fund. It is recognized
3 that the accuracy of this plan is contingent upon the
4 availability and interdepartmental evaluation of the Capital
5 Improvement Program request and therefore may require update
6 and amendment by the county council upon its review. The
7 annual 1% for Art Projects Plan may include a special projects
8 category to allow for flexibility and responsiveness. This
9 plan shall be approved by the council as the basis for the 1%
10 for Art Fund appropriation.
11

12 SECTION 9. Method of calculation. The minimum amount to
13 be appropriated for art shall be the total county-funded
14 portion of the appropriation divided by 100, except that any
15 county-funded amount intended to be used for real property
16 acquisition, demolition, or equipment costs shall be excluded
17 from the total for purposes of this calculation. If project
18 funds are appropriated wholly or in part from a grant to the
19 county, and if the granting authority has approved use of a
20 portion of the grant amount for art, then this amount shall be
21 appropriated in addition to any amount appropriated from county
22 funding sources.

23 SECTION 10. "Transfer to 1% for Art Fund" projects. The
24 funds appropriated pursuant to this ordinance shall be
25 appropriated for transfer to the 1% for Art fund. Upon the
26 effective date of such appropriations funds shall be
27 transferred by the county executive or his representative to
28 the project designated as the "Transfer to 1% for Art Fund" and
29 shall then be automatically transferred to the 1% for Art

1 SECTION 11. A. Project Funds. The following capital
 2 projects, entitled "Transfer to 1% for Art Fund" projects, are
 3 hereby established for the purpose of transferring appropria-
 4 tions to the 1% for Art Fund:

<u>Fund</u>	<u>Fund Name</u>
108	Civil Defense 1% for Art Transfer
309	Parks & Open Space Acquisition 1% for Art Transfer
316	Parks, Recreation & Open Space 1% for Art Transfer
331	Building Modernization & Construction 1% for Art Transfer
333	Health Centers Construction 1% for Art Transfer
335	Youth Services Facilities Constr. 1% for Art Transfer
337	Park Acquisition & Development 1% for Art Transfer
338	Airport Construction 1% for Art Transfer
345	Cedar Hills Center Construction 1% for Art Transfer
349	Parks Facilities Rehabilitation 1% for Art Transfer
387	Harborview Medical Center Constr. - 1977 1% for Art Transfer
388	Jail Renovation & Construction 1% for Art Transfer
392	Stadium Seating Acquisition 1% for Art Transfer
393	Stadium Loges and Rest. Constr. 1% for Art Transfer
396	HMC Repair and Replacement 1% for Art Transfer
448	Stadium Management 1% for Art Transfer

19 B. Whenever a new capital fund shall be created, a new
 20 "Transfer to 1% for Art Fund" project shall be created within
 21 that capital fund to receive art monies for transfer to the 1%
 22 for Art Fund provided the fund's capital projects fall within the
 23 requirements of this ordinance.
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25 SECTION 12. General Obligation Bond proceeds. In the case
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1 described in this ordinance shall be used for projects and
2 capital purposes consistent with the resolution(s) or
3 ordinance(s) approved by the voters or the county council. Bond
4 funds shall be accounted for separately within the 1% for Art
5 Fund if necessary to comply with these requirements.

6 SECTION 13. Harborview Medical Center capital reserves.
7 For any 1% for Art funds which involve the use of Harborview
8 Medical Center's capital reserves (Fund 396), amounts for works
9 of art described in this ordinance shall be used for art projects
10 at Harborview Medical Center. These funds may be accounted for
11 separately within the 1% for Art Fund if necessary to comply with
12 this requirement.

13 SECTION 14. Arts Commission responsibilities. A. The Arts
14 Commission shall be responsible for advising the county executive
15 and the county council in the administration of the 1% for Art
16 Fund, including preparation and recommendation of an annual 1%
17 for Art Projects Plan, establishing program guidelines,
18 designating sites, determining budgets, establishing juries,
19 selecting and commissioning of artists, reviewing the design,
20 execution and placement of works of art funded by this ordinance,
21 and for the removal of works from the county collection.

22 B. The Arts Commission shall notify the department manager
23 responsible for operation and maintenance of any proposed work of
24 art requiring extraordinary operation or maintenance expenses
25 prior to the artwork's fabrication, and shall obtain the
26 concurrence of the department manager or the county executive
27 where issues of extraordinary operation or maintenance costs are
28 unresolved. All repairs and maintenance of artworks by county
29 departments shall have the prior approval of the Arts Commission

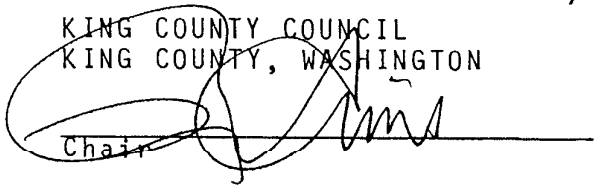
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SECTION 15. Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.

INTRODUCED AND READ for the first time this 19th day of June, 1989.

PASSED this 18 day of September, 1989.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

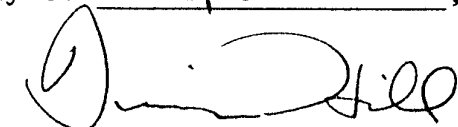

Chair

ATTEST:



Clerk of the Council

APPROVED this 29th day of September, 1989.



King County Executive