

**Public Art
For
South Jordan City**

**Public Art & Cultural
Development Board**



Public Art & Cultural Development Board

1. Public Art & Cultural Development Board Organization

A. Establishment

There is hereby established the Public Art & Cultural Development Board, which shall consist of fourteen (14) members. The number of members may be increased or decreased by the City Council as the need changes; provided however, that there shall be at no time more than sixteen (16) or fewer than six (6) members. All members of the Public Art & Cultural Development Board shall be either residents of South Jordan City or provide expertise necessary in the performance of the duties of the Board, but in no event, shall Board membership be comprised of less than a majority of South Jordan City residents. The City Council, shall appoint all members. The Public Art & Cultural Development Board and its members shall report to the City Council.

B. Composition

Eight (8) members of the Public Art & Cultural Development Board shall be arts professionals or arts administrators and shall individually or collectively represent the major areas of the arts and design to include dance, folk arts, literature, media arts, music, theater, visual arts, architectural design and landscape architecture. Six (6) members of the Public Art & Cultural Development Board shall be representatives of the community at large, and might include, for the purpose of partnering, education, library services and local business and people who bring special skills necessary for the productive management of the Public Art & Cultural Development Board.

C. Terms of Appointment

Members of the Public Art & Cultural Development Board shall be appointed for two (2) year terms. Members may be appointed to a maximum of two (2) full successive terms. Members shall serve staggered terms. Initial appointment shall be staggered so that seven (7) members will be appointed to serve an initial one-year term, seven (7) members will be appointed to serve an initial two-year term; thereafter, all terms will be two years.

The City Council, other than by expiration of term of office, shall fill vacancies occurring in the membership for the unexpired term. If appointed to fill a vacancy, that appointment is not considered as a full term unless the appointment period is for twelve (12) months or greater.

D. Attendance

Members of the Public Art & Cultural Development Board are expected to attend all regular and special meetings of the Board. If a member is unable to attend a meeting, the member shall notify the chair prior to the meeting.

Absence from three or more meetings during any six (6) month period may be grounds for removal of the appointee from the Public Art & Cultural Development Board. A review of attendance and report to City Council shall be the responsibility of the City Recorder,

E. Compensation/Reimbursement for Expenses

Members of the Public Art & Cultural Development Board, and any member of a committee working in support of the Board, shall receive no compensation for their services but may be reimbursed for reasonable expenses incurred in the performance of their duties. The full Public Art & Cultural Development Board shall approve all such reimbursements by unanimous vote.

F. Chair and Vice-Chair

Public Art & Cultural Development Board shall elect at its May meeting a chair and vice-chair who shall assume the duties of office at the regular meeting in July. The term of office shall be for one year. Any vacancy may be filled by approval of the full Public Art & Cultural Development Board and appointment shall be effective for the balance of the unfilled term of office.

G. Meetings and Rules of Procedure

Meetings of the Public Art & Cultural Development Board shall be held at least monthly. The chair, a majority of the members of the Board, the Mayor, the City Council, the City Manager, or the staff liaison, may call other meetings. Meetings will be called to conduct the business of the Public Art & Cultural Development Board. Meetings shall be held in conformance with the Utah Open and Public Meetings Act. Public Art & Cultural Development Board may establish rules and procedures, not inconsistent with law or City Ordinances, for conducting its business and meetings. The Public Art & Cultural Development Board shall make audio recordings and take minutes of its meetings, copies of which shall be filed with the City Recorder's office.

H. Financial Responsibilities

All monies budgeted for, or generated by the Public Art & Cultural Development Board shall be accounted for and expended in accordance with the budgeting and financial laws, rules and regulations of South Jordan City through its Finance Division. The Public Art & Cultural Development Board

shall be required to submit quarterly financial statements in support of all revenues received and expended, and to make an annual accounting of all funds received by the City and shall submit to the City any requests for new funding. The Public Art & Cultural Development Board shall be subject to an annual audit.

I. Code of Ethics

Member of the Public Art & Cultural Development Board and its committees shall be subject to the "Code of Ethics" as adopted and approved from time to time by the City Council.

J. Staff Assistance

The director of parks and recreation, or designee, will provide administrative support and assign, hire, or contract for such staff assistance as is determined to be necessary for the operations of Public Art & Cultural Development Board, with approval of the City Manager and within existing budgetary restraints.

K. Removal

The City Council, for any reason, may remove any member of the Public Art & Cultural Development Board at any time.

L. Sunset Provision

Unless subsequently extended by appropriate action, the provisions South Jordan Arts Council shall sunset and expire on July 1, 2009.

II. Public Art & Cultural Development Board Purpose

The Public Art & Cultural Development Board is established for the purpose of fostering an environment where the arts can thrive and become an integral part of the infrastructure of the City. Further, the Public Art & Cultural Development Board will create a visual and aesthetic environment that incorporates art into the lives of all South Jordan residents.

The goals of the Public Art & Cultural Development Board shall be:

- A. To advise City Council on the aesthetic quality of planned public developments to enhance the urban design quality in South Jordan;
- B. To advise City Council on matters of cultural planning and development within the community;
- C. To create, recommend and implement art policies for the City;
- D. To coordinate and administer defined art functions;
- E. To assist in creating a positive image for the community that will benefit residents, attract businesses to locate in the city, and enhance the vision for South Jordan City's future;
- F. To educate the public, promote the arts, and increase public awareness of the benefits and the contributions of the arts to creating a well-rounded community;
- G. To serve as a cultural resource center for the arts in all disciplines and at all levels;
- H. To assist local cultural organizations in strengthening their art programming;
- L To provide financial resource information and assistance to artists, art groups, and art organizations; and
- J. To operate in the public interest serving the community as a whole and serving no special interest. The Public Art & Cultural Development Board shall not endorse any commercial product or enterprise.

III. Powers and Duties

The South Jordan Art & Cultural Development Board shall be specifically charged with, but not limited to, the following powers and duties:

A. Advisory Body

The Public Art & Cultural Development Board shall act as an advisory body to the City Council on all matters concerning the arts and cultural activities of the community.

B. Coordinate And Encourage Cultural Events

The South Jordan Art & Cultural Development Board shall ensure the arts continue to be an integral part of the South Jordan community and shall promote the arts in South Jordan to enrich the lives of residents through education and demonstration.

The Public Art & Cultural Development Board shall consult with local, regional and national organizations working for the benefit of art and preservation of artistic values and coordinate city-sponsored arts activities with the purpose of encouraging diversified and appropriate arts and cultural activities and events.

C. Distribution Of Funding

The Public Art & Cultural Development Board shall recommend a fair distribution of public art funding by the City Council.

D. Establish Committees

The Public Art & Cultural Development Board may establish such standing committees, special committees and task force groups as deemed necessary to fulfill the objectives of the Board.

E. Submit Annual Report

The Public Art & Cultural Development Board shall annually submit in writing to the City Council a report of its results and activities during the year, together with any recommendations for the subsequent year.

F. Advise On Public Planned Developments

The Public Art & Cultural Development Board shall advise, the City Council and city departments regarding artistic components of all municipal government projects under consideration by the city including new development and the addition of public art to existing development in public parks, other public lands and in public structures.

The Public Art & Cultural Development Board may develop and recommend to the City Council policies and programs that would enhance and encourage the planning, placement and maintenance of public displays of art in locations open to the public within South Jordan.

G. Funding

The Public Art & Cultural Development Board members are encouraged to investigate the possibilities of securing grants or other sources of outside funding for support of public art and art activities in the community. All grant applications must be reviewed by the City Manager and accepted by the City Council. All gifts, donations and alternative funding sources to support City-sponsored facilities and programs shall be approved by the City Manager.

IV. Compensation

Members of the Public Art & Cultural Development Board shall receive no compensation for services rendered.

The Public Art & Cultural Development Board may receive gifts, bequests or dedication of property on behalf of the City. These shall be placed in a special City account for use of the Public Art & Cultural Development Board to support public art and shall be handled in accordance with established City policies and procedures.

V. Code of Ethics

Members of the Public Art & Cultural Development Board shall be subject to the "Code of Ethics" as adopted and approved from time to time by the City Council. Any violation of such provisions shall be grounds for removal from the Public Art & Cultural Development Board.

VI. Administration of the Public Art & Cultural Development Board

A. General Administration

The Director of Parks and Recreation or designee, with the assistance of the Public Art & Cultural Development Board, shall be responsible for the administration of the Public Art Initiative as delineated by policy, including recommending to the City Council the adoption of policies and procedures, for the public art and maintaining information files regarding public art projects.

B. Public Art & Cultural Development Board

Public Art & Cultural Development Board shall assist in the administration of the public art initiative and shall be responsible to;

1. Develop and make recommendations to the City Council with regard to procedures and implementation of the Public Art Initiative, with the final decision concerning such recommendations and disbursements for all funds resting with the City Council;
2. Recommend resources including individuals, businesses, agencies, organizations or other groups, to render services to the City or the Public Art & Cultural Development Board relating to the public art initiative;
3. Recommend to the City Council the selection of artists for public art projects, review of the design, execution and placement, and the acceptance of art, in consultation with the architects for the project, the review and/or approval authority of the Planning Commission, subject to final written approval in each instance by the City Council;
4. Provide an annual written report to the City Council concerning the activities and results of the Public Art Initiative.

B. Public Art & Cultural Development Board Committees

Public Art & Cultural Development Board may appoint special committees as needed to accomplish the duties and responsibilities as set forth by policy.

1. Design Committee that shall consist of five (5) members to oversee and advise City Council on the selection of artists, and of art that will be funded by the Public Art Initiative. Members of the design committee shall include at least three (3) members of the Public Art & Cultural Development Board, a representative from the City, with other members from the general public. A majority of the members shall be residents of South Jordan. This committee shall be responsible to:
 - a) Recommend to Public Art & Cultural Development Board a public art plan, including updates from time to time to reflect any amendments thereto, which shall be developed in accordance with the South Jordan City General Plan;
 - b) Recommend the scope of the specific art projects for funding by the Public Art Initiative;
 - c) Review South Jordan City public art projects that are a part of construction activity, regardless of funding source;

- d) Establish criteria for an open and fair process for selecting designers and artists for public art projects;
- e) Appoint a selection panel for each public art project to recommend artists and art to the Public Art & Cultural Development Board and to recommend integration of the art selected with a capital improvement project or a public art master plan for South Jordan City;
- f) Advise the Public Art & Cultural Development Board, the Planning Commission, and the City Council on the aesthetic merits of all major public arts projects including the public art for the City's capital improvement projects;

**Public Art Initiative
For
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**APPENDIX I Definitions
for Public Art**

APPENDIX I

Definitions for Percentage-for-Art

For the purposes of the Percentage-for-Art policy, unless the context indicates otherwise, words and phrases used in this policy are defined as follows:

I. Public Art:

All forms of original creations of visual arts, which may be integrated into public projects, including, but not limited to:

A. Design work provided by the artist to be incorporated into the construction project, including such treatments as:

1. Interior or exterior surfaces, fixtures and functional elements;
2. Outdoor space design elements in areas such as plazas, arcades, and pedestrian passageways; and
3. Design of roadways, parkways, pedestrian or bicycle trails, waterways, transit system improvements, and other public services facilities.

B. Forms of public art such as, but not limited to:

1. Sculpture: in the round, bas-relief, high relief, mobile, fountain, environmental, kinetic, and electronic, and in any material or combination of materials;
2. Painting: all media, including portable and permanently affixed works such as murals and frescoes;
3. Photography, Video, Film:
4. Graphic Arts: printmaking, drawing, and calligraphy;
5. Art Forms: clay, fiber and textiles, wood, metal, plastics, glass, mosaics and other materials;
6. Mixed Media: any combination of forms or media; and
7. Computer-generated: use of lasers, audio, video.

C. Other categories or new technologies that may develop through artistic pursuit.

II. Construction Project:

Any capital project approved by the City Council as part of the capital improvements program, managed by the City or its constituent departments, and paid for wholly, or in part, with City funds. When other entities contribute funds for such construction, the public art allocation will apply to the entire project appropriation, unless the other entity's share of the public art allocation is specifically disallowed by the outside entity through a contract, granting guidelines or legal requirement.

III. Major Public Project:

Any construction project with structural or landscaping components that will have a significant or noticeable visual impact on the public when viewed from any public street, sidewalk, park, or other public grounds, including the construction, reconstruction, or remodeling of buildings, decorative or commemorative structures, parking facilities, bridges, viaducts, pedestrian overpasses, new streetscape designs, bikeways, trails, above-grade utility facilities, or parks improvements.

IV. South Jordan City Public Art & Cultural Development Board:

The advisory group established by the City Council and charged with providing recommendations for public art in South Jordan.

V. Public Art Project:

Any construction project including art in its design that is funded by an art appropriation under this policy, or any other real property, buildings, structures, or facilities designated to be the location of art that is funded by an art appropriation of South Jordan City.