

**CITY OF FLORENCE
ORDINANCE NO. 3, SERIES 2016**

An Ordinance of the City of Florence, Lane County, Oregon, Amending Florence City Code Title 2, Chapter 4, in order to establish a permanent City of Florence Public Art Committee, and repealing Resolution No. 7, Series 2015.

RECITALS:

1. At its work session on February 17, 2016, the Florence City Council reviewed the establishment of a Public Art Committee as a permanent City of Florence Committee.
2. The Public Art Committee would serve as the responsible party for implementing the City of Florence Public Art Policy and Public Art Program.
3. Permanent establishment of a Public Art Committee would work toward the City of Florence's work plan to improve livability and quality of life.

Based on these findings,

THE CITY OF FLORENCE ORDAINS AS FOLLOWS:

1. The Florence City Code Chapter 2 of Title 4: Public Art Committee, is amended as shown in Exhibit A.
2. This Ordinance shall become effective 30 days after adoption.
3. The City Recorder is authorized to administratively correct any reference errors contained herein or in other provisions of the Florence City Code to the provisions added, amended, or repealed herein.

ADOPTION:

First Reading on the 7th day of March, 2016

Second Reading on the 7th day of March, 2016

This Ordinance is passed and adopted on the 7th day of March, 2016

AYES	5	Councilors Greene, Priesler, Lacer, Lyddon and Mayor Henry
NAYS	0	
ABSTAIN	0	
ABSENT	0	



Joe Henry, Mayor

Attest:



Kelli Weese, City Recorder

Exhibit A
ORDINANCE NO. 3, SERIES 2016

[The Following Text Shall be Added To Title 2 As Shown]

TITLE 2
CHAPTER 4

PUBLIC ART COMMITTEE

SECTION:

- 4-1: Membership
- 4-2: Term of Office
- 4-3: Vacancies and Removals
- 4-4: Presiding Members
- 4-5: Meetings
- 4-6: Duties
- 4-7: Conflict of Interest and Bias

4-1: MEMBERSHIP: The Public Art Committee shall be composed of seven (7) members to be appointed in the manner provided in Chapter 1 of Title 2 of Florence City Code. Committee membership shall include the following:

Three (3) artists of any medium. Special consideration will be given to the potential appointment of artists from within the Florence Community.

Three (3) citizens at large. Special consideration will be given to the potential appointment of business owners / managers, those with experience in landscape architecture and/or installation of outdoor artwork and those with skills in grant writing.

One (1) representative of a local art(s) association and/or arts-related nonprofit

In addition, one (1) City Councilor may serve as an ex-officio member without vote, but maybe counted for the purpose of committee residency requirement. One (1) City Staff member shall serve as an ex-officio member without vote.

4-2: TERM OF OFFICE: The members shall be appointed for a term of three (3) years. The initial appointment will be staggered so that only 1/3 of the membership terms will expire each year.

4-3: VACANCIES AND REMOVALS: Appointments to fill vacancies shall be in the manner provided in Chapter 1 of Florence City Code Title 2, and shall be appointed for the remainder of the unexpired term of the member being replaced. Members serve at the pleasure of the City Council, and may be removed by the City Council, for misconduct or nonperformance of duty as indicated in Florence City Code 2-1-4. The position of any member who is absent from three (3) consecutive meetings without an excuse, as approved by the Public Art Committee Chairperson, is presumed to be in nonperformance of duty, and the City Council shall declare the position vacant.

4-4: PRESIDING MEMBERS: Upon establishment, and in February of each year, the Committee shall elect a chair and vice-chair to serve for the following twelve (12) months. In the event of resignation, vacancy, or removal, the Committee shall designate a chair, or vice-chair, to serve for the remainder of the unexpired term.

4-5: MEETINGS: A majority of the members of the Committee shall constitute a quorum. The Committee shall meet at a regular day and time to be set by the Committee. The Chairperson or three (3) members may call a previously unannounced special meeting to be held not earlier than twenty four (24) hours after the notice is given as required by the Oregon Public Meeting Laws.

4-6: DUTIES: The Public Art Committee shall maintain the public art collection, and review and recommend all proposed accessions to and deaccessions from the art collection of Florence. Specific duties include.

Maintenance of city art collection – Maintain a current listing of all holdings in the collection, collect an annual review, and see that necessary repairs are performed.

Development of a list of potential or desired sites for future accessions. For each site, the list shall specify the goals for, and conditions on, the type of art to be placed there.

Development of the collection by acquiring artwork through various means of acquisition. This may include revenue generating activities and using funds to purchase or commission works of art; and accepting donations of art or funds to purchase art from individuals or organizations.

Removing works of art from the collection that do not meet the goals of the collection or are damaged beyond repair.

Considering projects by private developers and citizens that would result in a piece or pieces of public art and responding to any other public art initiatives

4-7: CONFLICT OF INTEREST: During their tenure, members of the Public Art Committee shall refrain from activities that represent a conflict of interest. A member must not undertake any action or any decision or recommendation as a committee member, the effect of which would be to the private pecuniary benefit or detriment of the person or the person's relative or any business within which the person or a relative of the person is associated. Members of the Public Art Committee shall follow the requirements of Oregon Revised Statutes Chapter 244 relating to ethics for public officials and shall also follow the Oregon State Guidelines for Public Officials published by the Secretary of State's office.