

CHAPTER 2 - ADMINISTRATION

Sec. 2-127. Arts commission; establishment; powers and duties.

(a) A Peoria Arts Commission is established to consist of seven (7) members. For those members who are appointed in 1998, the total number of seats shall be reduced by one. For each succeeding year after 1998, the total number of members subject to appointment shall be reduced by one, until the total membership of the commission is seven members, thereafter the members shall be appointed in accordance with Section 2-150 of this code. The members of the commission shall be selected and appointed by the Mayor with the approval of the Council. The Mayor shall appoint a member of the City Council to serve as an ex officio member of the commission without voting rights.

(b) The Peoria Arts Commission shall have the following purposes and goals:

(1) To protect, enhance, serve and advocate excellence in the arts and related facilities for the people of Peoria in their city.

(2) To set priorities for and plan development of arts activities in Peoria and may cooperate with other public and private agencies in performing its duties.

(3) To raise the level of awareness and involvement of all citizens in the preservation, expansion and enjoyment of the arts in Peoria.

(4) To enhance the natural beauty of Peoria, its cultural and artistic diversity and to encourage the proliferation of the arts in all facets of the public and private sectors.

(5) To establish and carry out, as permitted by law, the policy of inclusion of art in public services of the City and the development of facilities to provide for the exhibition and display of the arts.

(c) The Peoria Arts Commission shall have the power and duty to implement recommendations adopted by the City Council including, but not limited to:

(1) Recommend to the City Council proposals for the development of public art and related facilities.

(2) Coordinate with the private sector and other governmental agencies in promoting arts excellence as a tool for the encouragement of economic development, business relocation and tourism.

(3) Organize and promote activities in coordination with other activities which celebrate the City and its unique cultural diversity.

CHAPTER 2 - ADMINISTRATION

(4) Review and recommend use of allocated and budgeted funds for arts funding. Subject to the City Charter and the provisions of this Code and assist in recommending to the City Council the development of public facilities to be used for the performing and visual arts.

(5) Recommend to the City Council where works of public art should be placed.

(6) Apply for and accept gifts, grants, funds, contributions and bequests in furtherance of the purposes of this Section, from individuals, public and private entities, agencies, foundations, trusts, corporations, and other organizations or institutions. The City shall account for all proceeds received in a manner consistent with generally accepted accounting principles.

(d) The Peoria Arts Commission shall:

(1) Consultation and discussion with Mayor and Council on Arts capital improvement projects, budgets and schedules.

(2) Recommend the selection and commissioning of artists with respect to the design, execution, and placement of works of art for which appropriations have been made

(3) Advise the appropriate City departments through the City Manager concerning maintenance requirements of works of art, and recommend to the responsible department the type, frequency and extent of maintenance required to preserve the quality and value of such works. Any proposed work of art which is demonstrated by an appropriate City department head or the Peoria Arts Commission to require extraordinary operations or maintenance expense, shall be reviewed with the City Manager and approved by the City Council.

(4) Recommend to the City Council payment for the design, execution and placement of works of art, within the appropriations in connection with specific projects or from designated appropriations to the Municipal Art Fund.

(5) Establish guidelines for accepting, selecting, purchasing, commissioning, placing, and maintaining City art acquisitions, gifts or temporary use and placement of loaned art.

(6) To recommend to the City Council the use of Public Arts Funds for the design, engineering, construction and operation of facilities owned by the City in whole or in part for the performing arts.

(7) In addition, the Peoria Arts Commission shall have such other powers and duties as directed by the City Council.

CHAPTER 2 - ADMINISTRATION

(e) Percent for arts funding.

(1) All capital improvement projects as defined in Section 2-126 shall include an amount equal to one percent (1%) of the projected cost at the time the project is included within the City's capital improvements program. For the budget year that the Council appropriates funding for the Capital Improvement Project and that the Capital Improvements Project is instituted, the one percent shall be deposited in the Municipal Arts Fund.

(2) Money collected in the Municipal Arts Fund shall be budgeted and expended in the same manner as other City revenues and used for projects pursuant to sections 2-126 through 2-130 of this code. Such expenditures may include the payment of debt service or lease obligations to construct permanent facilities for the display of and performing of arts. Funds unexpended may be re-budgeted in subsequent years in accordance with the City's budget processes. Such funds shall be treated as capital funds for the purpose of section 1-181 of this code.

(f) Funds received as donations shall be accounted for in accordance with the City's financial policies and procedures and all expenditures in excess of five thousand dollars (\$5,000.00) shall be approved by the city council. All expenditures shall follow the city's procurement policies and procedures.

(g) Works of art under this chapter shall be recommended for placement by the arts commission outside public buildings and in lobbies and parks. The city manager may direct placement of art inside public buildings in locations designed to appropriately display the works of art.

(h) Any works of art or other personal property coming into possession of the Arts Commission shall be subject to the control of the City of Peoria. All donated works of art or other personal property shall be placed in accordance with subsection (g).

(i) The city manager may designate a department or staff member of the city to furnish support to the Commission, as requested or required. Such support may but not be limited to consist of the following:

(1) Provide secretarial assistance to include the organization of and taking of minutes.

(2) Prepare, post, and publish, when required, all notices and agendas.

(3) To assist in the preparation of agendas and research, obtain and furnish information in support of an explanation of agenda items.

CHAPTER 2 - ADMINISTRATION

(4) To assist in the preparation of budgets and financial reports.

(5) To assist and coordinate the implementation of Commission sponsored events.

State Law Refererence. A.R.S. § 38-431., et.seq.

Charter reference(s)--Appointed boards, art. V.

(Code 1977, § 3-2-8(A)--(C))

(Ord. No. 90-61, 12/11/90)

(Ord. No. 91-06, 1/22/91)

(Ord. No. 93-07, 1/19/93, Amended)

(Ord. No. 98-12, 2/17/98, Amended (a))

(Ord. No. 99-100, 9/21/99, Amended, amending (c), (d), (e) and (f) deleting (h) and (k))

SUPP 1999-3

(Ord. No. 01-153, 8/21/01, Amended, amending (e)(1)) SUPP 2001-03