



# JACKSONVILLE

## ART IN PUBLIC PLACES PROGRAM

# FIVE YEAR PLAN

January 20, 2016

## 2016-2021



*Submitted by the Art in Public Places Committee to the Mayor of Jacksonville and Jacksonville City Council  
in accordance with Chapter 126, Part 9, Ordinance Code*

## OFFICIAL LISTINGS

### **City of Jacksonville**

Mayor Lenny Curry

### **Cultural Council of Greater Jacksonville, Inc.**

Tony Allegretti, Executive Director

### **Art in Public Places**

Christie Holechek, Program Director

### **Art in Public Places Committee**

David Engdahl, Chair and Cultural Council of Greater Jacksonville, Inc., Board Member

Tracie Thornton, Art Professional

Wesley Gibbon, Art Professional

Christina Parrish, Community Representative, Planning District 1

Mary Harvey, Community Representative, Planning District 2

Lea Mahan, Community Representative, Planning District 3

Sandra Hull Richardson, Community Representative, Planning District 5

### **Jacksonville City Council**

District 1	Joyce Morgan
District 2	Al Ferraro
District 3	Aaron Bowman
District 4	Scott Wilson
District 5	Lori Boyer
District 6	Matt Schellenberg
District 7	Reggie Gaffney
District 8	Katrina Brown
District 9	Dennis Garrett
District 10	Reginald Brown
District 11	Danny Becton
District 12	Doyle Carter
District 13	Bill Gulliford
District 14	Jim Love
At Large Group 1	Anna Lopez Brosche
At Large Group 2	John Crescimbeni
At Large Group 3	Tommy Hazouri
At Large Group 4	Greg Anderson
At Large Group 5	Samuel Newby

## EXECUTIVE SUMMARY

**Art in Public Places Program Five-Year Plan 2016-2021.** With the passage of Chapter 126, Part 9, Ordinance Code, and the Art in Public Places Program (APP) in 1997, the City of Jacksonville recognized the importance of public art projects and involving visual artists in community-centered, permanent public art projects throughout the City. Pursuant to Chapter 126, Part 9, Ordinance Code, an APP Five-Year Plan is required to be submitted for consideration and approval by the City of Jacksonville Mayor and City Council. The ordinance code is included as an Appendix to this document. The 2016-2021 Plan functions as a city-wide master plan and primarily focuses on aspirations for APP for the next five years.

**Mission.** The APP, together with the Cultural Council of Greater Jacksonville, Inc. (CCGJ), acquires, maintains, and performs responsible stewardship of public art throughout the City.

**Five-Year Plan Goals (2016-2021).** The Five-Year Plan Goals (2016-2021) for APP include providing City artwork collection continuity; developing universal artwork criteria to assure excellence throughout the collection; focusing on community involvement; assessing conservation needs and accomplishing required maintenance; diversifying funding sources including private funding and public-private partnerships; and increasing artist professional development education. In addition, further revisions to the APP ordinance will be proposed to, among other things, increase the percentage of funds for maintenance and clarify existing language.

**Previous Five-Year Plan Progress.** The 2012-2016 Five-Year Plan, through a relatively reduced period of City capital improvement projects, saw significant APP accomplishments. Projects completed included additions to the photography collection, four large-scale murals on the Yates Parking Structure and an iconic Southbank Riverwalk mosaic. Maintenance was accomplished on six APP artworks.

Administratively, APP maintained an ongoing internship program, registered the City artworks in a national public archive database, offered public art tours and hosted the Florida Association of Public Art Professionals state conference.

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## Appendix

Approved APP ordinance

## 1. BACKGROUND – PUBLIC ART

### What Is Public Art?

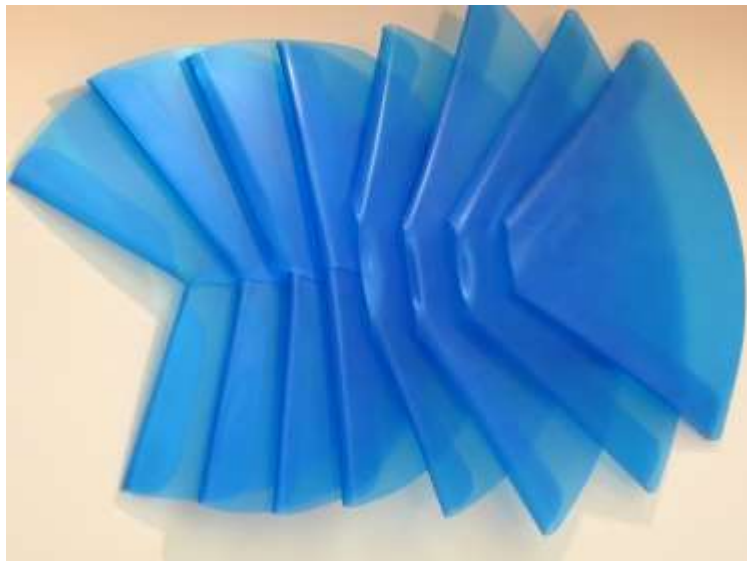
Public art is artwork in the public realm. It is any work of art that is placed generally on publicly-owned property in an area that is open and easily accessible to everyone. Created from a full range of visual art mediums, public art includes, but is not limited to, painting, drawing, original prints, mixed media, sculpture, bas relief, mobiles, murals, kinetic art, electronic art, photography, clay, glass, fiber and textiles, as well as art which maybe functional (e.g. doors, gates, furniture, etc.)

### Why Public Art?

Public art highlights a community's commitment to art. It educates and inspires residents, and enhances the quality of life. Research shows that public art gives character to public spaces increasing livability, walkability and desirability of neighborhoods and cities. Public art serves as a powerful economic force as a forum for supporting local and regional artists, as a service advising to urban planning, or through employment of local trades from electricians to fabricators. For all these reasons, public art is an essential component of a thriving community.

### History

In 1997, the City of Jacksonville passed Chapter 126, Part 9, Ordinance Code, allocating .75% of eligible costs of each City construction and renovation project with a budget greater than \$100,000 towards the creation, placement, and conservation of public art. In 2006, legislation authorized CCGJ, supported by the Mayor, Jacksonville City Council, and City departments to administer APP on behalf of the City of Jacksonville.



*Aqua Cycle (2004) Artist: Phillip Estlund  
University Park Branch Library*

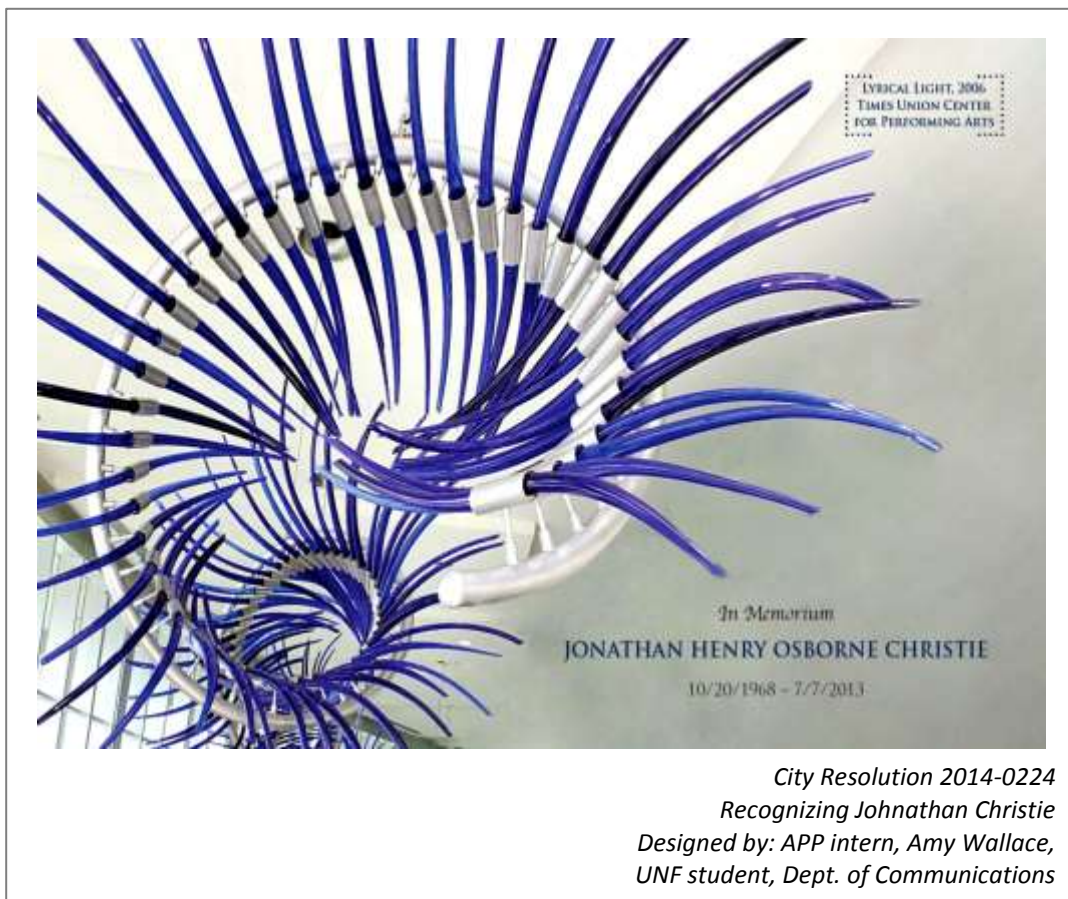
## 2. MISSION AND VALUES

### Mission

The APP, together with CCGJ, acquires, maintains, and performs responsible stewardship of public art throughout the City.

### Values

- Public Art adds to the cultural landscape of the City by fostering a visual identity.
- Public Art is accessible to diverse audiences including residents and visitors of all ages.
- Public Art enhances the stature of the City through the commitment to artists and their disciplines as vital elements of community dynamics and economic development.
- Public Art is a catalyst for unique partnerships between individuals, businesses and cultural organizations.



### 3. ADMINISTRATION

In 2006, Chapter 126, Part 9, Ordinance Code, was amended to reflect the transfer of performance of the duties of the Art in Public Places Commission to the CCGJ; creating an Art in Public Places Committee (APPC) of the Cultural Council; creating Art in Public Places Selection Panels (ASP); and increasing the new construction allocation percentage for public art.

#### **Art in Public Places Committee (APPC)**

As specified in the ordinance, APPC members are appointed by the Mayor, and the APPC is responsible for commissioning artists and artworks for the APP on behalf of and subject to various approvals by the Mayor and the City Council. The APPC performs tasks related to selection, placement, installation, and maintenance of art within and connected to City-owned facilities. The makeup of the committee is set forth at Section 126.903, Ordinance Code.

#### **Cultural Council of Greater Jacksonville (CCGJ)**

The CCGJ administers the APP on behalf of the City of Jacksonville. The CCGJ provides administration, professional, and support staff for the operation of the program and administers the APP and art selection process. The specific duties of the CCGJ are set forth in Section 126.905, Ordinance Code.

#### **Art in Public Places Program Director (Program Director)**

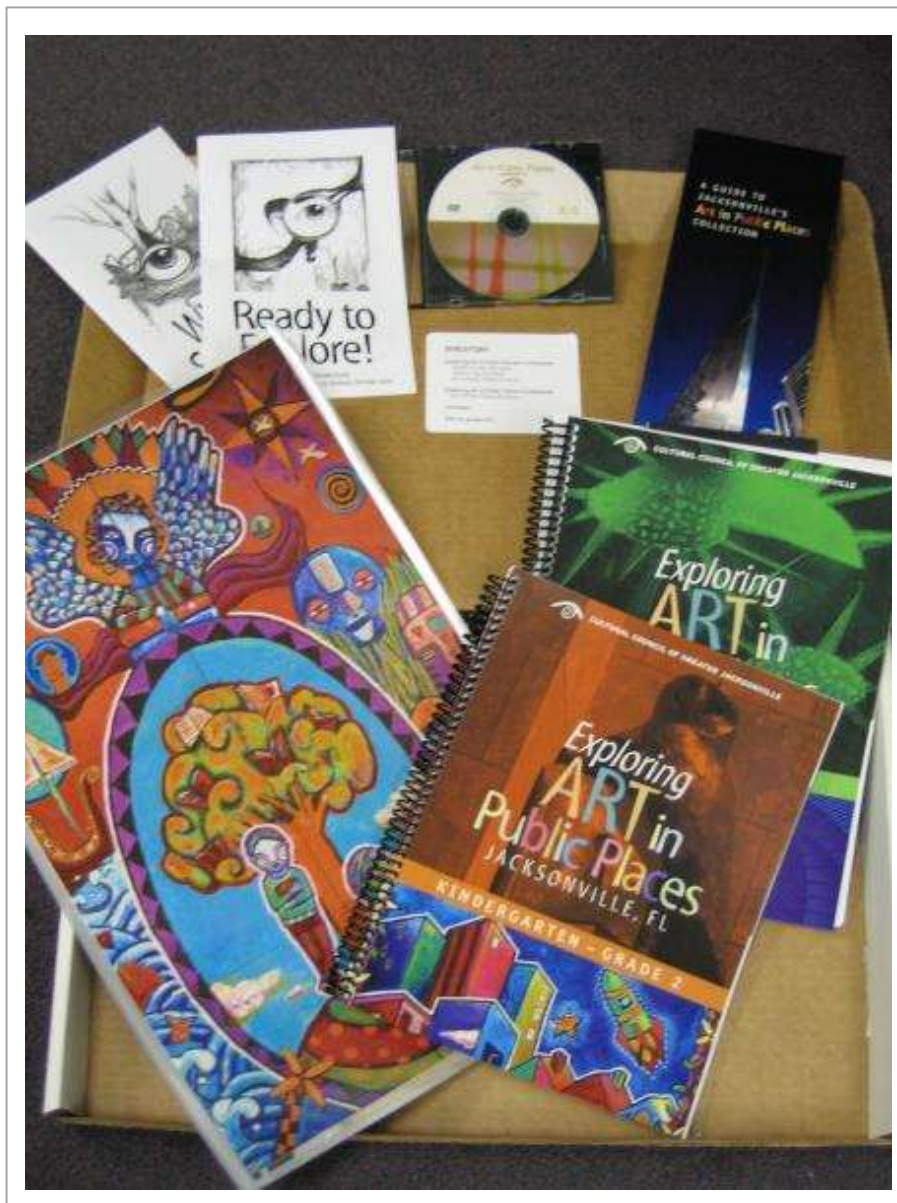
The Program Director, employed by the CCGJ, is responsible for developing, managing and implementing the APP in locations throughout the City; acting as liaison in communication and coordination with City departments; planning and proposing recommendations of artists and project types; implementing maintenance, community outreach and education initiatives; and working directly with the APPC and the CCGJ.

#### **Art Selection Panel (ASP)**

ASPs are formed by the APPC for each public art project and make recommendations to the APPC on the selection of public art. Each ASP is composed of up to nine members: a Chair, who is a member of and represents the APPC; a representative of the site selected for the art (staff or Board member); architect or other design professional for the project, if available; two artists, art educators or art professionals; and one to three community representatives, at least one of whom shall reside in the planning district within which the art will be sited. The City's Chief Administrative Officer also selects a department representative to the ASP to provide subject matter expertise and city process guidance, including but not limited to risk management, ADA compliance, and ordinance code compliance.

## 4. PUBLIC ART EDUCATION

The APP K-12 Curriculum is a series of lesson plans featuring the APP collection. Lessons integrate public art into themes on science, social studies, and technology. The curriculum is available in the media centers of all Duval County public elementary, middle and high schools. Lesson plans and the informational DVD are available for download on the CCGJ website [www.culturalcouncil.org](http://www.culturalcouncil.org).





## 5. FUNDING

Funding for APP projects is generated by an allocation of three-quarters of one percent (.75%) of the eligible construction costs of those building projects defined in the ordinance as eligible. (Section 126.911, Ordinance Code.)

Criteria for eligibility include:

- City Council approved Capital Improvement Project
- Budget of over \$100,000 for construction or alteration
- City-owned facility that is open to the public and inhabited by City employees

Funds appropriated to the APP Trust Fund must be used for the creation and placement of artworks as developed and administered by the CCGJ and the APPC as set forth in Section 126.904c, Ordinance Code:

- Up to five percent of the allocation percentage shall be dedicated to maintenance
- Up to ten percent of the allocation percentage shall be dedicated to administration and community education

These allocation percentages do not apply to appropriations originating from any funds which prohibit expenditures for maintenance and administration unless approved by the City of Jacksonville or Bond Counsel where appropriate. These amounts are used at the discretion of the Cultural Council in collaboration with the Finance Department, Procurement Division and other City departments as appropriate for maintenance, administration and community education. (See Section 126.904c, Ordinance Code)

These funds, as well as any other revenues, donations or gifts received by the APPC or the City, are deposited into the APP Trust Fund. Disbursements from this fund are made by the Director of the Finance Department upon written request of the CCGJ, subject to appropriation by City Council.

It is not required that funds generated by the construction costs of a specific facility be used for art in or connected with that facility, but may be used for:

Public art at another APP eligible City-owned facility

Public art at a City-owned facility that may not have been recently constructed/renovated, but which conforms to all other APP eligibility requirements

Bond funded projects are exempt from this policy-- all APP funds must be expended specifically on the facilities funded by the bond.

## 6. 2012-2016 PROGRESS

### Public Art

- **APP Photography Collection**

In 2012, seven photographs were selected as new acquisitions to the City of Jacksonville's permanent photography collection, located on the conference level of the downtown Main Library. Fifteen artists are represented in the collection, nine of which are from the Northeast Florida region. The redesigned exhibition emphasizes public education through new content such as biographies, artist statements, and information on the wide variety of photographic processes included in the collection.



*Marwari Stallion (2011) Artist: Tom Chambers  
Main Library Conference Level*

- **Yates Parking Garage Murals**

In 2013, four painted murals were installed on the 52-foot stair towers of the Yates Parking Garage in downtown Jacksonville by local artists, Sean Mahan and Milagros Art Collective. "Girl and Origami" and "Coruscating River" are best seen at the pedestrian level and to drivers entering Adams Street from the Hart Bridge Expressway. Selection criteria were based on artistic excellence, sustainability, related artist experience, level of community engagement, and improvement of the pedestrian environment.

- **Southbank Riverwalk Mirrored Mosaic**

In 2015, "Mirrored River: Where do you see yourself?," a 60-foot mirrored mosaic wall mural was installed by Roux Art and over 71 volunteers along the walkway beneath the Main Street Bridge. The site-specific concept, a visual interpretation of the St. Johns River, and the design's interactive qualities both through the material use of mirrors and community engagement of the installation process, was awarded from over 14 local artist submissions reviewed by an art selection panel of professional artists and site representatives.



*2014 maintenance:  
No Couch Potatoes Here (2006) Artists:  
Roxanne Horvath and Peter Rummel  
PAL – Ed Austin Regional Park*

## Maintenance

- **Art in Public Places Maintenance**

Six artworks in the APP collection underwent maintenance since 2015: “Showing the Way,” “Untitled Quasicrystal Sculpture,” “Lyrical Light,” “No Couch Potatoes Here,” “River Runner,” and “Talking Continents.”

## Administration

- **Art in Public Places Internship Program**

For five consecutive years, the APP Internship Program has played an important role in advancing the exposure to arts administration in the public art field and non-profit cultural agencies. Students and graduates from area colleges have participated in operations with the APP and CCGJ including inventory management, public meeting minutes, website updates, public art maps and tour scripts, and visual presentations.

- **Public Art Archives, CultureNow**

Since 2012, the APP collection has been represented in WESTAF's Public Art Archive and CultureNow, two national public art archives. Both free of charge, these online databases of public art in the United States provide an opportunity for the City of Jacksonville's APP collection to be nationally accessible to cultural tourists, artists, researchers, other agencies, and the general public.



*Project Atrium (2014), Artist: Shaun Thurston  
FAPAP Conference, Day 2: MOCA Jacksonville*

- **Public Art Tours**

Since 2012, walking and cycling tours have been offered to students, residents, and tourists showcasing a selection of artworks and memorials located throughout public facilities, buildings, parks, and libraries in the downtown core and surrounding neighborhoods.

- **Lyrical Light: Resolution For Jonathan Christie**

In April 2014, a city resolution was passed to honor the life of Jonathan Christie, a teacher and influential artist, who led Jacksonville University's College of Fine Arts Glass Program in the design, fabrication, and execution of “Lyrical Light,” the large-scale glass sculpture installed in the Times-Union Center for Performing Arts, and donated to the City of Jacksonville's APP collection in 2006.

- **FAPAP Conference 2014**

In May 2014, the Florida Association of Public Art Professionals (FAPAP) state conference was hosted in Jacksonville. Florida’s public art administrators, artists, civic leaders, and city departments participated in unique networking opportunities with guest speakers from the Cities of Greenville, S.C. and Ft. Myers, F.L. Presentations and workshops focused on the vital role of public art and creative placemaking in Florida cities.

- **APP Ordinance amendments**

In 2014, the City of Jacksonville approved amendments to the 1997 APP ordinance including: the addition of urban art and streetscaping areas; a provision for the Chief Administrative Officer to select a City department representative for the Art Selection Panel; and maintenance costs included in the initial project budget. As part of the 2016-2021 Five Year Plan goals, additional proposed amendments to the APP ordinance include changes to: the definitions for construction costs, alteration costs, and public facility; the funding for the allocation percentage set aside dedicated to public art, maintenance and administration; and the duties section under acceptance of gifts.



*Mirrored River: Where do you see yourself? (2015) Artist: Roux Art  
Southbank Riverwalk*

## 7. FIVE-YEAR GOALS 2016-2021

### Public Art Projects

- Develop universal criteria to assure excellence, vibrancy, and impact of City of Jacksonville art collection.
- Encourage direct participation of neighborhood stakeholders throughout the city to highlight the unique identity of each respective community.
- Strengthen partnerships with city departments to ensure that ordinance compliance from the outset is part of the Capital Improvement Plan.
- Complete currently active public art projects while continuing to pursue future projects.

### Maintenance, Conservation and Collections Management

- Complete and maintain a comprehensive inventory of all City of Jacksonville owned artwork acquired under the APP ordinance based on the APP Conservation Report.
- Assess and prioritize maintenance needs for each artwork.
- Engage conservators at the initiation of new public art projects to ensure substrates, materials, and installation methods are sustainable and low-maintenance.
- Propose revision to Chapter 126, Part 9, Ordinance Code, that will among other things, increase maintenance percentage from 5% to 10% to ensure adequate funding for maintenance of the City's APP collection.

### Education and Community Outreach

- Increase APP presence at cultural and other events to develop greater community knowledge of and involvement in public art.
- Lead public art educational outreach visits, tours and lectures engaging government officials, community organizations and residents.
- Strengthen the partnership with Duval County schools to educate K-12 students and educators on public art.

### Artist Professional Development

- Collaborate with existing organizations to provide artist professional development including public art 101 tools for local artists in the Jacksonville area.
- Leverage APP public art projects to provide opportunities for artist education and to promote participation.
- Encourage area artists to collaborate and engage with recognized art professionals.

## Development and Financial Strategy

- Leverage city funding sources to maximize impact of City of Jacksonville owned artwork in public spaces.
- Develop methodologies to cultivate strong collaborations and partnerships with the public and private sector to strengthen the City of Jacksonville art collection.
- Establish a proactive approach to private funding as a means of creating opportunities for public art.
- Investigate and pursue available grant funding opportunities for the administration, maintenance and acquisition of public art.



*Girl with Origami (2013) Artist: Sean Mahan  
Yates Parking Garage*

## 8. PROJECT SUMMARY

### Ongoing Projects

The following APP public art maintenance initiatives are listed below. Ongoing projects include the completion of an APP Conservation Report to identify the maintenance and conservation needs of seventy APP collection artworks and the initiation of maintenance repairs identified in that report by priority.

<b>Projected Fiscal Year</b>	<b>Project</b>
2016	APP Conservation Report
2016-2021	APP Collection Maintenance

### Projects in Progress

The following permanent APP public art projects listed below are currently in progress. Each project, located in the downtown core, will promote community development through urban design and attractive streetscape enhancements.

<b>Projected Fiscal Year</b>	<b>Project</b>
2016-2017	Water Street Parking Structure Artwork Project (partially APP funded)
2016-2019	Courthouse Art Project

### Planned and Future Projects

The following public art projects identified by priority will be funded through the City's three quarter of one percent-for-art requirement on City Capital Improvement Plan projects (CIP). The project list includes CIP projects funded by the Art Trust Fund. Future CIP projects have been identified by the City of Jacksonville as eligible to receive the percent-for-art allocation.

<b>Projected Fiscal Year</b>	<b>Project</b>
2016-2017	Cuba Hunter Park Artwork Project
2016-2017	Winton Drive Artwork Project
2017-2018	Ed Ball Building Artwork Project
2017-2018	Bob Hayes/N. Community Center Artwork Project
2018-2019	Mandarin Branch Library Artwork Project
2018-2019	Highlands Branch Library Artwork Project
2018-2019	Webb Wesconnett Branch Library Artwork Project
2018-2019	Main Library Artwork Projects

## APPENDIX

### ART IN PUBLIC PLACES Ordinance

Chapter 126 - PROCUREMENT CODE >> PART 9. ART IN PUBLIC PLACES

#### PART 9. ART IN PUBLIC PLACES

**Sec. 126.901. Definitions.**

**Sec. 126.902. Public art standards.**

**Sec. 126.903. Art in Public Places Committee.**

**Sec. 126.904. Funding.**

**Sec. 126.905. Duties.**

**Sec. 126.906. Art selection panels.**

**Sec. 126.907. Art selection; methods.**

**Sec. 126.908. Ownership; maintenance.**

**Sec. 126.909. Cultural Council responsibility.**

**Sec. 126.910. School Board; independent authorities authorized to use program.**

**Sec. 126.911. Schedule.**

**Sec. 126.901. Definitions.**

For the purposes of this part, the following terms shall have the following meanings:

- (a) *Capital improvement program* means and includes the capital improvement programs adopted or approved by the Council.
- (b) *Construction costs* means the estimated cost of construction or alterations of a project listed as Priority One within the capital improvement program including engineering and architectural costs. Land acquisition costs, site preparation and specific equipment and furnishings costs shall be excluded from the definition of construction costs. Furthermore, cost overruns and change-order costs shall not be considered construction costs for the purposes of the funding calculations set forth in this part.
- (c) *Construction or alterations* means new construction, where construction costs are \$100,000 or more, and rehabilitation, renovation, remodeling, or improvements (herein collectively "alterations") to existing buildings. Alterations to buildings that are under \$100,000 in cost, or are primarily "redecorating" and involve no actual structural alterations, shall be excluded. Alterations of a strictly structural or mechanical nature necessary to keep the facility functional,



but without altering the aesthetic character of the facility shall be excluded. Examples of this type of alteration would be replacing an air conditioning system or major repairs to a leaking roof. These types of structural items shall be included when part of a larger renovation project involving aesthetic changes to facilities.

- (d) *Public facility* means any City-owned building or facility intended for habitation where public employees work on a regular basis or which the general public uses on a regular basis. Public facility includes, but is not limited to, office buildings, recreation and community centers, libraries, maintenance garages, firehouses, police substations, parks and recreation spaces and the like. Public facility specifically excludes water and sewer pump stations, electrical and communications substations and switching houses, and similar unoccupied structures except in designated Urban Art and Streetscaping Areas.
- (e) *Urban Art and Streetscaping Areas* are defined as art within the boundaries of the Downtown Community Redevelopment Area, Riverside Avondale Historic District Overlay, San Marco Neighborhood Overlay Zone and Springfield Historic District Overlay, which have been identified and approved by the Art in Public Places Selection Panel.

(Ord. 2004-602-E, § 4; Ord. 2014-730-E, § 1)

#### **Sec. 126.902. Public art standards.**

(a) Public art is a work of art to which the general public has open and easy access and which will enrich and give dimension to the public environment, and which reflects generally accepted community standards of aesthetic appeal and artistic expression in the decorative arts.

(b) The goal of the Art in Public Places Committee of the Cultural Council of Greater Jacksonville will be to choose art which is compatible with and which will enhance the architecture and general environment of the City. In some cases, the work will be site specific (i.e. art which is commissioned especially for the specific space and becomes integral to the site). Such art may relate to the function and the users of the facility, to the history or population of its neighborhood and/or may become a part of its architecture. Planning of site specific works will begin early in the project and may be a collaboration between artist and architect.

(c) Acceptable forms of artwork shall include all visual arts mediums, including, but not limited to, painting, drawing, original prints, mixed media, sculpture, bas relief, mobiles, murals, kinetic art, electronic art, photography, clay, glass, fiber and textiles, as well as art which may be functional (e.g. doors, gates, furniture, etc).

(d) Public art shall not include items that are mass-produced or of standard design.

(e) Works shall be created by artists of appropriate status who shall be selected by the means outlined in detail in this part. Such artists shall generally be recognized by recognized art professionals, as artists of serious intent and recognized ability, and shall not be a member of the project architectural, engineering, or design team or of the Art in Public Places Committee, Art Selection Panel or the Cultural Council Board or their respective Staffs.

(f) Appropriate sites for placement of public art include any outdoor, easily accessible public facility or the interior of public buildings. Appropriate sites for placement of art within public buildings include, but are not limited to, lobbies, foyers, corridors, waiting rooms, conference rooms, plazas, courtyards,

transportation facilities, facades, and any other sites without restricted visual or physical public access. Private meeting rooms and offices are examples of inappropriate sites with restricted access.

(Ord. 2004-602-E, § 4; Ord. 2006-289-E, § 2)

**Sec. 126.903. Art in Public Places Committee.**

There is hereby created an Art In Public Places Committee. The Committee will be an 11-member board appointed by the Mayor as follows: Three from the Cultural Council of Greater Jacksonville Board of Directors; three from the professions of architecture, interior design, landscape architecture, planning, art professional, or art historian; and five from the community at large as community representatives, each residing within a different planning district whose interests, professions and community activities reflect the diversity of the Jacksonville arts community and of the community at large. All members shall be confirmed by the council. Initially one member of each group shall be appointed for three years, one of each shall serve two years and one of each shall serve one year. Thereafter, all terms shall be for three years. No member appointed to the Committee for two consecutive full terms shall be eligible for appointment to the next succeeding term. The Committee shall be responsible for receiving, reviewing and acting on the recommendations of the Art Selection Panels.

(Ord. 2004-602-E, § 4; Ord. 2006-289-E, § 2)

**Sec. 126.904. Funding.**

(a) A percentage of the total allocation ("allocation percentage")(including multi-year phasing) for construction costs of a public facility, as determined by that percentage existing by ordinance at its initial inclusion within the capital improvement program, and as outlined in section 126.911, Ordinance Code, shall be appropriated to the Art In Public Places Trust Fund.

(b) Funds appropriated to the Art In Public Places Trust Fund shall be used to implement a city-wide plan for the creation and placement of artworks as developed and administered by the Cultural Council.

(c) Up to five percent of the allocation percentage shall be dedicated to maintenance, and up to ten percent of the allocation percentage shall be dedicated to administration and community education; provided however, these allocation percentages shall not apply to appropriations originating from any funds which prohibit expenditures for maintenance and administration. These amounts shall be used at the discretion of the Cultural Council in collaboration with the Department of Finance and any other City department as appropriate for maintenance, administration and community education.

(d) The maintenance costs over the anticipated life or a period of 20 years, whichever is less, shall be included in the initial project budget, for any installation and such project shall not be initiated unless funding for such budgeted maintenance has been secured.

(Ord. 2004-602-E, § 4; Ord. 2006-289-E, § 2; Ord. 2014-730-E, § 2)

Editor's note— Ordinance 2007-839-E, § 18, authorized updated department/division names pursuant to reorganization.

**Sec. 126.905. Duties.**

The duties of the Cultural Council are as follows:

- (a) Create updates to the five-year plan known as the Art in Public Places Program Five Year Plan for Program Development and Implementation. This plan may also be revised from time to time by the Cultural Council. Updates shall be provided to the Mayor and Council at least six months prior to the expiration of the five-year plan and shall be placed on file with the Legislative Services Division. The updates and revisions to the plan shall be reviewed by Council and shall not take effect until Council approval.
- (b) Review annual City Capital Improvement Projects with appropriate boards, agencies, authorities and departments and establish a list of eligible projects to include in the program.
- (c) Develop budgets for public art administration, maintenance, conservation and community education.
- (d) Develop an annual plan and budget for public art projects.
- (e) Develop and oversee policy implementation and administration of the public art program, which may include such things as acceptance of gifts.
- (f) Be responsible, in its discretion, for applying for and receiving state, federal and private funds related to public art on behalf of the City through appropriate grant applications, and for the administration thereof.

(Ord. 2004-602-E, § 4; Ord. 2006-289-E, § 2)

**Sec. 126.906. Art selection panels.**

The Art in Public Places Committee shall, when deemed appropriate by, and as outlined in, the Art in Public Places Program Five-Year Plan for Program Development and Implementation, form Art Selection Panels to make recommendations to the Committee on the selection of artwork. Each Selection Panel will be composed of up to nine members: a Chair, who will be a member of and represent the Art In Public Places Committee; a representative of the site selected for the art (Staff or Board member); architect or other design professional for the project, if available; two artists, art educators or art professionals; and one to three community representatives, at least one of whom shall reside in the planning district within which the art shall be sited. The artists or arts professional representatives will be selected from a list, maintained by the Committee, of interested and qualified individuals. The Chief Administrative Officer shall select a department representative to provide subject matter expertise and city process guidance, including but not limited to risk management, ADA compliance, and ordinance code compliance.

(Ord. 2004-602-E, § 4; Ord. 2006-289-E, § 2; Ord. 2014-730-E, § 3)

**Sec. 126.907. Art selection; methods.**

- (a) The Art Selection Panel shall select artists and art work in one of the following ways:

(i) Open competition: Requesting artists' submissions with specifications regarding local, state, regional or national scope.

(ii) Limited competition: Inviting a small number of artists to respond with examples of past work or to prepare formal proposals, and selecting a specific artist based on these submissions.

(iii) Direct purchase: Purchase of existing work and all rights thereto.

(iv) Invitational commission: Selecting a specific artist for direct commission.

(b) The Cultural Council and the Art in Public Places Committee shall seek to ensure that at least 15 percent of the artists selected for purchase or commission will be resident(s) in the Greater Jacksonville area, (the counties of Duval, St Johns, Nassau, Clay and Baker). The Cultural Council and the Art in Public Places Committee will also encourage the selection of regional artists e.g. Florida and the Southeastern United States.

(c) All purchases made pursuant to this Section shall be made pursuant to an evaluated bid process created by the Purchasing Division and modified as necessary to accomplish the objectives of this Chapter. A proposal fee and/or travel reimbursement may be offered for the invited artists to cover the cost of the formal proposals at the discretion of the Art in Public Places Committee. The proposal fee and/or travel reimbursement shall be part of the amount funded pursuant to Section 126.904(a) and (b).

Any provisions of this Chapter conflicting with the expressed intent and procurement methodology of the Art In Public Places program are hereby waived.

(Ord. 2004-602-E, § 4; Ord. 2006-289-E, § 2)

**Sec. 126.908. Ownership; maintenance.**

(a) The City will own all the rights to the art produced by the Art In Public Places program, subject to the provisions of the Visual Artists Act of 1990. All contracts with artists and all art purchases will require the Artist to waive the following restrictions:

(1) Photographic reproduction rights (to be shared by artist and owner);

(2) Right to remove/relocate art;

(3) Right to repair art in case of emergency;

(b) Artist will retain the copyright and the right to be notified if the work is to be destroyed, or deaccessioned or radically repaired on a nonemergency basis.

(c) City will retain ownership of proposal models or drawings of commissioned art.

(d) Maintenance will be the responsibility of the City and will be funded by that portion of the trust fund which is allocated for maintenance and conservation, and will be administered in cooperation with the Cultural Council based on a conservation evaluation plan.

(Ord. 2004-602-E, § 4; Ord. 2006-289-E, § 2)

**Sec. 126.909. Cultural Council responsibility.**

The Cultural Council shall administer the Art In Public Places program on behalf of the City. The Cultural Council will provide professional and support staff for the operation of the program and administration of the Art in Public Places Program and the art selection process.

(Ord. 2004-602-E, § 4; Ord. 2006-289-E, § 2)

**Sec. 126.910. School Board; independent authorities authorized to use program**

(a) The Council hereby urges and requests the Duval County School Board and the independent authorities of the City to adopt Art In Public Places programs.

(b) The Duval County School Board and the independent authorities of the City are hereby authorized to utilize any portion of this Part 9 in order to implement an Art in Public Places program.

(Ord. 2004-602-E, § 4; Ord. 2006-289-E, § 2)

**Sec. 126.911. Schedule.**

The allocation percentage appropriation created in Section 126.904(a) shall apply as follows:

(a) 0.75 percent to any project subject to the provisions of this Part and declared by the Council to have Priority One status after July 1, 1997.

(Ord. 2004-602-E, § 4; Ord. 2006-289-E, § 2; Ord. 2006-1084-E, § 1)



*Gust of Wind #2, (2003) Artist: Jerry Smith  
San Marco Branch Library lobby*



*Wisdom Walls (2004) Artists :Jan Tomlinson Master & Wendy  
Mandel McDaniel  
PAL – West 33<sup>rd</sup> Street*



*Untitled Quasicrystal Sculpture, (2004) Artist :Tony Robbin  
Pablo Creek Regional Branch Library*