

RESOLUTION NUMBER R- 306792
DATE OF FINAL PASSAGE MAY 16 2011

A RESOLUTION SUSPENDING COUNCIL POLICY 900-11
RELATING TO INCLUSION OF PUBLIC ART IN CAPITAL
IMPROVEMENT PROGRAM AND REDEVELOPMENT
AGENCY PROJECTS

WHEREAS, Council Policy 900-11 provides for the funding of the City of San Diego's public art program for the purpose of including public art in the City's Capital Improvement Program (CIP) projects and the Redevelopment Agency's public improvement projects; and

WHEREAS, Council Policy 900-11 provides that the Mayor may recommend to the City Council that compliance with that policy be temporarily suspended for the current or upcoming fiscal year if the Mayor determines that anticipated revenues in the current or upcoming fiscal year will be insufficient to maintain the current level of City services; and

WHEREAS, the City has implemented substantial cuts in all General Fund services for fiscal year 2011 in light of the current economic climate and the decrease in revenues, and the City is considering even further reductions for fiscal year 2012; and

WHEREAS, the Mayor has previously recommended, and does now recommend, that Council Policy 900-11 be suspended for the City's CIP projects through fiscal year 2012 in accordance with the proposed implementation plan set forth in the Report to City Council No. 11-046, and that the Redevelopment Agency's voluntary compliance with Council Policy 900-11 be reviewed on a project-by-project basis; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that Council Policy 900-11 is suspended through fiscal year 2012 in accordance with the following implementation plan:

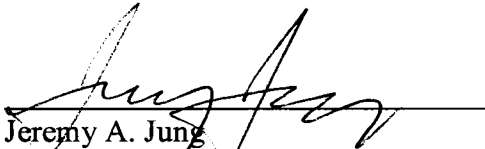
COUNCIL POLICY 900-11 SUSPENSION IMPLEMENTATION PLAN

1. Suspend art-related expenditures for CIP projects according to the following categories:
 - a. Category 1: CIP projects that do not currently have an artist under contract. For projects in this category, art-related expenditures are suspended through the end of fiscal year 2012. Category 1 projects include (approximately \$762,720 in art-related expenditures):
 - i. Fire Station No. 5 Hillcrest
 - ii. Fire Station No. 17 Mid-City
 - iii. Fire Station No. 45 Mission Valley
 - iv. Scripps Miramar Pump Station
 - v. Sunset Cliffs Natural Park Hillside Section Improvements
 - vi. Catalina Standpipe
 - vii. Central Avenue Mini Park
 - b. Category 2: CIP projects that have artists under contract. For projects in this category, the current phase of work will continue to completion but subsequent art-related expenditures will be suspended through fiscal year 2012 unless the art component has been integrated into final design/construction documents, in which case the art component will proceed to completion in order to avoid redesign and construction change order costs. Category 2 projects include:
 - i. Mission Hills Branch Library – Suspend post-design work (\$40,800)
 - ii. Ocean Beach Comfort Station – No suspension
 - iii. Fire Station No. 22 Point Loma – No suspension
 - iv. South Mission Beach Lifeguard Tower – No suspension
 - v. La Jolla Shores Lifeguard Tower – No suspension
 - c. Category 3: CIP projects where an artist has completed a design contract resulting in an approved art design and is awaiting a subsequent contract and/or the next phase of funding for fabrication and installation. For projects in this category, art-related expenditures are suspended through the end of fiscal year 2012. Category 3 projects include:
 - i. Central Police Facility Phase II – Suspend (overall art component budget not yet defined)
 - ii. Mission Valley Mini Park – Suspend (\$35,500)

- iii. New Central Library – Suspend either through fiscal year 2012 or until sufficient fundraising is attained such that phase 2 of construction can proceed, whichever is earlier (\$700,000)

 - d. Category 4: New CIP projects that are subject to inclusion of public art under Council Policy 900-11. For projects in this category, art-related expenditures are suspended through the end of fiscal year 2012.
2. The suspension of Council Policy 900-11 under this implementation plan automatically sunsets at the end of fiscal year 2012 unless further action is taken to extend the suspension.
 3. The Redevelopment Agency's compliance with Council Policy 900-11 is currently voluntary and will be reviewed on a project-by-project basis.
 4. Prior to the end of the suspension period, staff for the Commission for Arts and Culture (Commission) will submit a report to the City Council on the status of CIP projects that were affected by the suspension. The report will include recommendations from the Commission as to whether the public art component for each affected CIP project should be resumed, permanently reduced or eliminated.
 5. Prior to the end of the suspension period, Commission staff will review Council Policy 900-11 with the Commission to analyze the policy's effectiveness and flexibility in achieving its stated purposes and submit any recommended policy amendments or modifications to the City Council.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Jeremy A. Jung
Deputy City Attorney

JAJ:ca
04/19/2011
Or.Dept: Office of the Mayor

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY **3 2011** .

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5.16.11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor