

ORDINANCE NO. 1674

AN ORDINANCE TO AMEND ARTICLE VI, SOUTHFIELD PUBLIC ARTS COMMISSION, OF CHAPTER 4, BOARDS AND COMMISSIONS, OF TITLE I, ADMINISTRATION, BY AMENDING SECTION 1.179, MEMBERSHIP

THE CITY OF SOUTHFIELD ORDAINS:

THE CODE OF THE CITY OF SOUTHFIELD IS HEREBY AMENDED BY AMENDING SECTION 1.179, MEMBERSHIP, OF ARTICLE VI, SOUTHFIELD PUBLIC ARTS COMMISSION, OF CHAPTER 4, BOARDS AND COMMISSIONS, OF TITLE I, ADMINISTRATION, WHICH SECTION 1.179 SHALL BE AMENDED TO READ AS FOLLOWS:

SECTION 1

ARTICLE VI. SOUTHFIELD PUBLIC ARTS COMMISSION

Sec. 1.177 Purpose and Intent

It is the purpose of this Article to promote the public welfare and to serve the public interest, convenience, and enjoyment through the promotion of the arts in the City of Southfield, by establishing physical works of art in public places throughout the City. It is further determined that the promotion of public art can help to build the economy of the city through promotion of tourism and economic development, enhance the city's character and identity, promote the cultural heritage and artistic development of the city, expand the opportunities for residents to experience public art, and improve the lives of its citizens through the humanization and individualization of public spaces and structures. In furtherance of these goals, the City Council has determined the need to form a public arts commission to advocate for, promote and participate in the establishment, selection and installation of public artwork in the city.

Sec. 1.178 Creation

For the purposes herein provided, there is hereby created in and for the City a commission to be known as the Public Arts Commission (the "Commission").

Sec. 1.179 Membership

- (a) The Public Arts Commission shall consist of eleven (11) members, six (6) of whom shall be appointed by the City Council, and the remaining five (5) shall be appointed by the Mayor, with confirmation thereof by the City Council. All members of the Commission shall be appointed on the basis of demonstrated experience and knowledge of the arts. Insofar as possible, members of the Commission shall represent and include a landscape architect, a registered architect of the state of Michigan, a visual arts educator, an art gallery owner or operator, an urban designer, an art fundraiser, and three (3) members who are either a recognized visual artist, art collector, or art curator. At least two members of the Commission shall be residents of the City. The remaining members and ex-officio members may or may not be residents of the City.

The terms of office of members of the Commission shall be three (3) years, except that initial members of the Commission shall be appointed for staggered terms with three (3) members appointed for one (1) year terms, three (3) members appointed for two (2) year terms, and three (3) members appointed for three (3) year terms.

- (b) Members of the Commission shall serve without compensation and may be removed for cause by the appointing authority. Any vacancy in office shall be filled by the City Council for the remainder of the unexpired term.
- (c) The Commission shall elect a Chairperson, Secretary, and Treasurer at its first meeting every year, which shall be held in January. At least five (5) members of the Commission shall constitute a quorum for the transaction of business. The Commission may adopt by-laws to outline the proper conduct and order of their meetings and the duties of the officers.
- (d) The Commission shall hold such regular meetings as it deems necessary and advisable; however, it shall generally hold at least one (1) meeting each month.
- (e) The City Planner, City Parks and Recreation Landscape Architect, and City Librarian shall serve as ex-officio (non-voting) members of the Commission. The City Planner will serve as the City staff liaison to the Commission.

Sec. 1.180 Powers and Duties.

(a) The Commission shall be responsible for developing and implementing a public art program within the City so as to provide for the acquisition, placement, and display of works of art within public areas of the City. "Works of Art" shall mean all forms of visual arts, including, but not limited to:

- Sculpture- in any material or combination of materials;
- Painting- all media, including portable and permanently affixed works, such as murals and frescoes;
- Photography;
- Mosaics;
- Mixed media – any combination of forms or media including collage;
- Water features and fountains; and
- Streetscape and landscape features and elements, including signage, lighting, benches, clocks, kiosks, and planters.

(b) Specifically, the Commission shall:

- (1) Encourage and stimulate citizens, developers, landowners, contractors and architects to provide and support displays of works of art for public enjoyment;

- (2) Develop and promulgate a comprehensive public art plan for the City. The plan will list long term objectives of the Commission in carrying out its purpose as established herein; establish criteria for the selection of artists and works of art; create a list of potential locations throughout the city for the placement of works of art and develop standards for the placement thereof; develop a list of priorities for the funding of various public art projects throughout the City; identify the existing inventory of public works of art; and create standards and guidelines for public accessibility and safety. Upon completion of the plan, the Commission shall present same to the City Council for review and approval;
- (3) Reinforce the City's placemaking goals by commissioning works of art that are distinctive, yet particularly reflect and promote the City's identity or the identity of individual neighborhoods or business districts within the City;
- (4) Ensure that public works of art are compatible in scale, material, form and content with their intended surroundings;
- (5) Assure that within the overall public art program reasonable diversity is attained in style, scale, media, and materials represented;
- (6) Establish guidelines for site selection, maintenance programs for ensuring the structural integrity and aesthetic quality of the site and any work of art, including the removal of any work of art;
- (7) Raise funds for the acquisition and installation of public works of art through the application of grants, private sponsorships, donations, and other fund-raising strategies; explore the establishment of a subcommittee whose primary focus will be to undertake and promote a capital fund-raising campaign in support of the Commission's purposes hereunder. All funds raised will be held by and in the name of the City, but will be held in a trust account entitled "public art fund".
- (8) Identify opportunities for acquisition of public works of art to be situated within the City;
- (9) Develop a process for the solicitation, acceptance and placement of public works of art by the City;
- (10) Develop relationships with artists, galleries, museums, art professionals, architects, community members, other governmental entities, businesses and the City Planning Department to establish public works of art priorities in the City;
- (11) Create and implement a community education and outreach program regarding public art;
- (12) Collaborate with City staff through the City Planner and private project development within the City to promote and enhance the inclusion of public works of art within the development, where appropriate;
- (13) Promote community identity through public works of art within neighborhood and business districts.
- (14) Promote the economic vitality of the City through a broad range of public art projects;
- (15) Submit to the City Council on a least a quarterly basis a written report detailing the activities, accomplishments, and a description of how such activities have achieved the objectives of the Commission.

SECTION 2

Should any section, subsection, clause, or paragraph of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same will not affect the validity of the Ordinance as a whole or part thereof other than the part so declared to be invalid.

SECTION 3

Rights and duties which have matured; penalties which have been incurred; proceedings which have begun and prosecutions for violations of law occurring before the effective date of this Ordinance are not affected or abated by this Ordinance.

SECTION 4

All ordinances, parts of ordinances, or codes in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

SECTION 5

This ordinance shall become effective upon passage and publication.

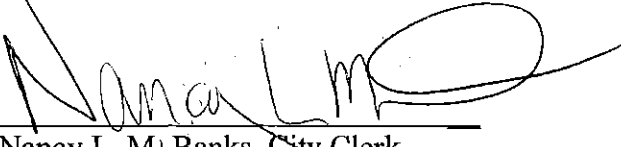
KENSON J. SIVER Mayor

NANCY L.M. BANKS, City Clerk

Introduced: 03/27/2017
Enacted: 04/17/2017
Published: 05/04/2017

I, Nancy L. M. Banks, the duly elected and qualified City Clerk of the City of Southfield, County of Oakland, State of Michigan, do hereby certify that the foregoing resolution was introduced on March 27, 2017 and enacted on April 17, 2017 by the Southfield City Council at their Regular Council Meeting, in the Council Chambers of the Municipal Building, 26000 Evergreen Road, Southfield, Michigan. Ordinance No. 1674 will become effective on May 4, 2017.

Dated: April 19, 2017


Nancy L. M. Banks, City Clerk