

ORDINANCE NO 022 - 2001

AN ORDINANCE CREATING SEC. 2-332(A), MONROE COUNTY CODE, PROVIDING FOR FUNDING OF ART IN NEW PUBLIC CONSTRUCTION AND MAJOR RENOVATIONS PROJECTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES INCONSISTENT HERewith; PROVIDING FOR INCORPORATION INTO THE MONROE COUNTY CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the County finds it in the best interest of its citizens to increase public access to art;

WHEREAS, the County desires to promote understanding and awareness of the visual arts and to enrich the public environment for residents and visitors; now, therefore

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA,

Section 1. Sec. 2-332(A) is hereby created to read as follows:

A. The Board of County Commissioners recognizes the extent of cultural resources available in the County for development, promotion, and enjoyment of the arts. It is the intent of the County Commission by enacting this ordinance to enrich culturally and benefit the citizens of this County through the establishment of art in public places.

1) One percent (1%) of the construction costs for County construction, except for any sewage treatment plant, shall be set aside for the acquisition, commission, installation and maintenance of works of art in said buildings. This appropriation shall apply only to new construction exceeding \$500,000 or renovations exceeding \$100,000 in cost.

a) Construction costs do not include architectural and engineering fees, asbestos abatement or other environmental preparation, site work, or contingency costs.

b) All construction costs to be used for determining the amount of the art-in-public-places appropriation shall be calculated as of the date the construction contract is executed.

c) Sewage treatment plants shall be exempt from mandatory appropriations for art in public places.

2) The art-in-public-places appropriations and gifts, grants and donations made to Monroe County for the purpose of acquiring and installing art in public places shall be separately accounted for and may be used only for the following purposes: to acquire, commission, install, or maintain art in public places.

Section 2. There is hereby established an Arts in Public Places Committee, which shall be an advisory body to the County Commission. The Arts in Public Places Committee shall be composed of five voting members and two non-voting members, and shall have the sole purpose of reviewing responses to

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DAVID L. KOLHAGE
CLERK
MONROE COUNTY, FLA.

Requests for Proposals for art to be acquired and installed in each public construction project subject to the Arts in Public Places set aside requirement.

Section 3. Each County Commissioner shall appoint one voting member whose term shall run concurrently with the term of the appointing commissioner and who shall live or work in the appointing commissioner's district. There shall be one voting member who is either a board member or staff of the Monroe Council for the Arts Corporation. Each remaining voting member must represent one or more of the following:

- a) working artist;
- b) art professional;
- c) landscape architect or interior designer;
- d) curator, or
- e) general public.

Section 4. The County Administrator shall appoint to the committee the two non-voting members on a project by project basis. The non-voting members shall be familiar with the project through their position or contract as the architect, the building/project supervisor, or a similar nexus to the project.

Section 5. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 6. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of said conflict.

Section 7. The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the County of Monroe, Florida, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

Section 8. This ordinance shall take effect immediately upon receipt of official notice from the Office of the Secretary of State of the State of Florida that this ordinance has been filed with said Office.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of said Board held on the 16th day of May, 2001.

Mayor George Neugent
 Commissioner Charles McCoy
 Commissioner Murray Nelson
 Commissioner Dixie Spehar
 Commissioner Nora Williams

yes
yes
yes
yes
yes



CLERK: DANNY L. KOLHAGE, Clerk

BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA

By Jamela Hancock
 Deputy Clerk

By George R. Neugent
 Mayor/Chairperson

jd@ndartnblg

PROVED AS TO FORM AND LEGAL SUFFICIENCY.
Suzanne A. Hutton
 SUZANNE A. HUTTON
 4/20/01