

To the Honorable City Council of the City of Cambridge:

The undersigned respectfully request that the following Ordinance for the Development of Environmental Arts be adopted:

Ordinance No.:

ORDINANCE FOR THE DEVELOPMENT OF ENVIRONMENTAL ARTS
AND THE CREATION OF AN ENVIRONMENTAL ARTS FUND

Section 1: Title, Findings and Purposes.

(A) This ordinance shall be known as the Environmental and Visual Arts Ordinance of 1977.

(B) The City Council of the City of Cambridge finds that:

(1) The City recognizes its responsibility to make the advantages of the visual and environmental arts available to its residents, and that construction projects financed with public funds should be utilized to fulfill this responsibility by ensuring that such projects are sensitive to visual arts considerations and that they make such arts accessible to the residents of the City;

(2) The City wishes to increase opportunities for its citizens to enjoy the benefits of the local visual and environmental arts professionals by enabling such persons to utilize their skills in the development of visual art works for the benefit of the residents of

Cambridge; and

(3) The City Council hereby affirms the City's commitment to expand the access of its residents to the benefits of visual and environmental arts, designating a portion of appropriations for capital expenditures for the acquisition, design and development of works of visual art which shall be utilized in and about City buildings and public facilities.

(C) The purposes of this Ordinance are:

(1) To promote the enjoyment of the visual and environmental arts by the residents of the City of Cambridge by increasing the quantity and quality of such arts available in public buildings, facilities and spaces;

(2) To improve and expand the value and use of public buildings and facilities through the placement in such buildings and facilities of distinguished works of visual and environmental arts; and

(3) To create a funding program to be administered by the Cambridge Arts Council to ensure that visual and environmental arts are acquired, developed and otherwise made available for the enjoyment of the residents of the City of Cambridge.

Section 2: Definitions.

For the purposes of this Ordinance the following words and descriptions shall have the following meanings:

(A) "Visual and Environmental Arts Fund": the fund set aside by this Ordinance in the City treasury for the purpose of allocating monies for the development and placement of visual and environmental arts in and upon public construction projects in the City of Cambridge;

(B) "Construction Project": any capital project paid for in full or in part by the City of Cambridge, through its own eligible funds or with eligible funds appropriated to it by other governmental units, to construct or remodel any building, decorative or commemorative structure, park, street, sidewalk, parking facility, or utility or any portion thereof within the corporation limits of the City;

(C) "Eligible Funds" means a source of funding for construction projects from which the visual or environmental arts are not excluded as an appropriate purpose for expenditure;

(D) "Supplemental Funds" shall mean those funds appropriated by the City Council or contributed by individuals or other entities, and placed in the Visual and Environmental Arts Fund in addition to those funds made available from eligible funds, which shall be used by the Cambridge Arts Council for implementing the purposes of this Ordinance;

(E) "Cambridge Arts Council" shall mean the Council created by Ordinance No. [7].

(F) "Visual or Environmental Arts Project" or "Projects": those works of art chosen by the Cambridge Arts Council to be funded from the Visual and Environmental Arts Fund; such projects may be an integral part of a building, attached to a building, or attached or otherwise placed within or outside of a building or public space; said works of visual art may include those works or other tangible objects chosen by the Cambridge Arts Council, including but not limited to paintings, sculpture, engravings, carvings, frescoes, mobiles, murals, collages, mosaics, statues, bas-reliefs, tapestries, photographs, drawings, and landscape items, including the artistic placement of natural materials or human-created fountains or objects or other functional art objects.

Section 3: Cambridge Arts Council: Additional Functions and Duties.

To carry out its responsibilities under this Ordinance, the Cambridge Arts Council shall:

(1) Establish annually, for presentation to the City Council for approval, a Plan for the Development of Visual and Environmental Arts in public buildings and spaces in the various neighborhoods and sections of the City of Cambridge; said plans shall include an itemization of the Council's priorities for choosing, creating and placing works of art in public buildings within the neighborhoods of the City; preferences for the types of works which the

Council chooses to finance and develop during the fiscal year, and guidelines for the selection of artists and locations for visual or environmental arts projects commissioned or acquired by the Council.

(2) Select the projects which shall be chosen for placement in public buildings and spaces or in connection with public improvements;

(3) Determine the geographic location of such works of art and architecture, and the location within individual sites and buildings where such works shall be placed or created;

(4) Establish budgets for all commissioned projects, including budgets for materials, fees, operating maintenance expenses, and other reasonably contemplated items of expense in the acquisition, development, implementation, and ongoing maintenance of such projects.

(5) Establish procedures to be followed by other departments for the maintenance and preservation of such works of art and for coordination of activities with the Council;

(6) Establish rules and regulations, with the approval of the City Manager, to provide for the proper administration and implementation of its responsibilities, including such rules and regulations as may be required for the selection of artists and art works; commissioning and contracting with such artists; criteria for the allocation

of works/art among the various neighborhoods of the City; criteria for choosing among various artists and recommending acquisition of various works of art or art projects, and such other rules as may be appropriate or necessary for the implementation of this ordinance.

(7) Make an annual report to the City Council describing its program for meeting its responsibilities under this Ordinance.

Section 4. Cambridge Visual and Environmental Arts Fund

(A) Allocation of Funds and Designation. All requests by City departments for appropriations or other authorizations for construction projects from eligible funds shall include and set aside an amount equal to no less than one percent of the total estimated costs of such projects for works of visual art; copies of such requests, authorization, application, proposals or appropriations shall be delivered by the City department or agency responsible for obtaining the eligible funds to the Cambridge Arts Council as early in the planning stages of the projects as possible.

(B) There is hereby created a Visual and Environmental Arts fund in the City Treasury, into which money collected by appropriations under paragraph 4(A) and supplemental funds shall be placed. Said Fund shall be for the exclusive use of the Cambridge Arts Council and for the design, development,

commissioning, construction and maintenance of works of visual art selected by the Council.

(C) Any monies appropriated to the Visual and Environmental Arts Fund which have not been spent within three years of such appropriation, or, upon special approval by the City Council, within five years, shall be transferred to the City's General Fund for the purposes of the general art needs of the City; provided, that funds derived from revenue or general obligation bond issues authorized by the City Council, or from utility revenues or other special purpose or dedicated funds shall revert to the funds from which they derive at the expiration of the three or five year period, whichever applies.



City of Cambridge

4.
IN CITY COUNCIL
June 27, 1977

COUNCILLOR CLEM

ORDERED: That the enclosed ordinance on the Environment and Visual Arts be referred to the Ordinance Committee for consideration.

Ord #8 Order #1 *Ord #80-41*
C. Clem re: Ordinance on the Environment
and Visual Arts be referred to the Ordinance
Committee.

In City Council,
June 27, 1977

Charter Right by Councillor Clem 6-27-77

7/14/77
No Action Taken -
Removed from the
Calendar under
Rule # 19
Placed on File -