

I, Amy T. Harvey, Deputy Town Clerk of the Town of Chapel Hill, North Carolina, hereby certify that the attached is a true and correct copy of (2018-05-02/R-7) adopted by the Chapel Hill Town Council on May 2, 2018.

This the 8th day of May, 2018.

Amy T. Harvey

**Amy T. Harvey
Deputy Town Clerk**



A RESOLUTION ADOPTING REVISED POLICIES AND PROCEDURES TO GUIDE IMPLEMENTATION OF THE PERCENT FOR ART PROGRAM (2018-05-02/R-7)

WHEREAS, Chapel Hill recognizes community arts and culture as important factors in developing Chapel Hill as "A Place for Everyone" and creating "Good Places and New Spaces," and;

WHEREAS, the Town Council reaffirms the purpose of the Percent for Art Program is to:

- Help define the community's identity and sense of place,
- Promote social interaction and discourse,
- Bring arts into everyday life, and
- Memorialize the past while expressing shared values for the future; and

WHEREAS, the current general policies of the Percent for Art program no longer reflect organizational structures and processes, and the Town wishes to clarify and update the guidelines for the Percent for Art program;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council shall adopt the following policies and procedures to accompany the Percent for Art Ordinance and guide the implementation of the Percent for Art program;

1. PROGRAM FUNDING

One percent of all appropriations for Capital Improvement Projects shall be directed to the Town's Percent for Art Program, except cost of land acquisition, grant funds for which the Town provides a local match, bond funds which do not allow such a use, and any other funds whose source prevents their use for public art.

Town staff will review all capital projects during the annual budget development process and designate projects as eligible or ineligible for the Percent for Art program. Projects may be designated as ineligible due to the funding source, the nature of the project, or other reasons. Eligible projects will be further reviewed and designated as either suitable for concurrent, on-site public art or not suitable for concurrent, on-site public art.

Those projects that are designated as eligible but not suitable for concurrent, on-site art will have the associated one percent combined in a Percent for Art funding pool that may be used for the following purposes:

- To provide supplemental funds to enhance a concurrent, on-site public art project in development.
- To fund new public art projects on existing Town-owned property, not associated with Capital Improvement Projects.
- To pay for the maintenance, conservation, repair or other ancillary costs associated with an existing Percent for Art project.

2. ANNUAL PLAN

Staff will prepare an annual Percent for Art Plan which will include:

- Forthcoming Capital Improvement Projects and their designations of eligibility
- Recommended designations of eligible funds as suitable for either on-site installations or Percent for Art pool
- Recommendations for projects to be funded by the Percent for Art pool

- Summary of the previous year's Percent for Art appropriations and expenditures
- Update on any projects in progress at the time the plan is presented.

In conjunction with the Town's annual budget process, the annual Percent for Art Plan shall be presented to the Chapel Hill Cultural Arts Commission for review and then to Council for approval.

After the annual plan is approved, art projects may arise outside of the budget cycle that may be eligible for Percent for Art pool funding. If the project has an estimated budget of less than \$10,000, it may be funded via the Percent for Art Pool with a review of the Arts Commission and approval of the Town Manager. If the project has an estimated budget of more than \$10,000, it will need Council approval for funding from the Percent for Art Pool.

3. FUND APPROPRIATION

Once the annual plan is approved, Council shall appropriate Percent for Art funds concurrently with Capital Improvement Project appropriations:

- For on-site projects, funds will be appropriated in the capital project budget. Upon completion of the capital project, the unexpended percent for art funds shall revert to the Percent for Art pool
- For pool-eligible projects, one-percent or other amount approved by Council will be appropriated to the Percent for Art pool.

Projects that are approved for funding from the Percent for Art pool shall be appropriated annually, as part of the Percent for Art Plan:

- If used to enhance an existing, concurrent project, pool funds will be appropriated into that capital project budget.
- If used for new public art projects on existing Town-owned properties, pool funds will be appropriated to the Community Arts & Culture budget.
- If used for maintenance, repair, or other ancillary costs for an existing Percent for Art project, pool funds will be appropriated to the Community Arts & Culture budget.

4. SELECTION OF ART AND ARTISTS

Percent for Art projects will vary, depending on location, funding amount, the nature of the capital project, and other factors. Community Arts & Culture staff will design a selection process that is appropriate for each project, in consultation with appropriate Town departments, capital project staff, and boards and commissions. Every Percent for Art selection process shall include opportunities for public comment and participation.

BE IT FURTHER RESOLVED that this Resolution replaces in its entirety the previous Resolution (2002-03-04/R-8)

This the 2nd day of May, 2018.