

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED
ORDINANCE OR RESOLUTION ADOPTED BY CITY COUNCIL.**

AN ORDINANCE

APPROVING A PRE-QUALIFIED LIST OF PUBLIC ART PROFESSIONALS WHOSE SERVICES MAY BE USED TO IMPLEMENT PUBLIC ART PROJECTS ESTABLISHED BY THE PUBLIC ART PLAN; AUTHORIZING CONTRACTS FOR SUCH PROJECTS IN AN AMOUNT NOT-TO-EXCEED THE ELIGIBLE ALLOCATION; AND AUTHORIZING PAYMENTS SUBJECT TO THE AVAILABILITY OF FUNDS.

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WHEREAS, the Department for Culture and Creative Development advertised a “Call for Artists” as part of an annual process to update the City’s pre-qualified public artist list (the “List”) and 260 submittals, in the categories of public artist, art inventory services, and collaborative partnership, were reviewed and scored by an ad-hoc selection panel that recommended 99 applicants for inclusion in the List, which was approved by the City’s Public Art Board on February 25, 2015; and

WHEREAS, artists on the List may be considered for projects (“Projects”) included in the annual Public Art Plan (“Plan”), however, inclusion on the List does not guarantee that the artist will be provided a contracting opportunity; and

WHEREAS, final Project selections are a result of close coordination with City departments and project stakeholders, including representatives from City Council appointed advisory committees, community members, and local art professionals, and final artist selections will be considered by the Public Art Board or a successor board or commission; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. City Council approves the pre-qualified list of artists and authorizes contracts for services in amounts not to exceed the eligible allocations with artists from the List who are selected to implement the Projects. A copy of the List is attached to this Ordinance as **Exhibit I**.

SECTION 2. The City Manager, or her designee, is authorized to execute contracts with artists from the List selected to implement the Projects in amounts not-to-exceed the eligible funding. The template agreements attached to this Ordinance as **Exhibits II, III and IV** shall be utilized to contract with artists for such services, as appropriate.

SECTION 3. Funding for this Ordinance will be identified when work orders are issued. If funding for any work orders is not previously appropriated, funding will be identified and appropriated through subsequent City Council action. Payment is limited to the amounts

budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with Operating and/or Capital Budgets for current and future fiscal years.

SECTION 4. Payment not to exceed the eligible allocation is authorized and shall be encumbered with a purchase order to the artists on the List whose services are used to implement Projects established by the Plan.

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance shall take effect immediately upon the receipt of eight affirmative votes; otherwise it shall be effective ten days after its passage.

PASSED AND APPROVED this 2nd day of April, 2015.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney