

**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 IN AN AMOUNT NOT TO EXCEED THE ELIGIBLE ALLOCATION; AUTHORIZING CONTRACTS FOR SUCH PROJECTS; AND AUTHORIZING PAYMENTS SUBJECT TO THE AVAILABILITY OF FUNDS.**

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**WHEREAS**, the Department of Arts & Culture advertised a Call for Artists as part of an annual process to update the City’s pre-qualified public artist list (“List”) and the Department received a total of 214 responses from across the nation and submitted qualifications were reviewed and scored in the categories of public artist, public art support services, and collaborative partners and on January 17, 2017, the San Antonio Arts Commission approved 135 qualified applicants for a two year period, including 59 from San Antonio and an additional 23 from other cities in Texas; and

**WHEREAS**, artists are placed on the List for a two-year period and 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 selections for Projects are a result of close coordination with City departments, community members, local art professionals and the Public Art Committee of the San Antonio Arts Commission and final artist selections are recommended by the San Antonio Arts 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.** The amounts will be encumbered upon issuance of a purchase order, and payment is authorized to various vendors. All expenditures will be in accordance with the Fiscal Year

2017 and subsequent budgets that fall within the term period of the contracts authorized by City Council.

**SECTION 4.** 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 5.** 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 9<sup>th</sup> day of March, 2017.

**M A Y O R**  
Ivy R. Taylor

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney