



## COMMUNITY DEVELOPMENT DEPARTMENT

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### ARTS AND CULTURE COMMISSION STAFF REPORT

Meeting Date: May 19, 2025

#### Subject

Study Session to revisit the Municipal Code standards for art in public and private development, including the standards in the Municipal Code and developing an Art-in-lieu fee policy.

#### Recommended Action

Receive a presentation and provide feedback for Staff.

#### Discussion

On April 3, 2024, the City Council approved the FY 2024-2025 City Work Program with a total of 20 projects. One of the new projects that is aligned with Council's Quality of Life goals is associated with art in public and private areas. This requires revisiting the City's Municipal Code standards for art in public and private development, including the standards in the Municipal Code and developing an Art-in-lieu fee policy.

The Municipal Code Chapter 19.148: *Required Artwork in Public and Private Developments*, is the standard of which the City currently uses for evaluating art in the City. Further, the City Council on March 1, 2005, approved Resolution No. 05-040 adopting guidelines for the selection of public art.

#### Prior Arts and Culture Commission Meeting

On September 23, 2024 and March 24, 2025, Arts and Culture Commission meetings, staff presented this item for consideration. The Commission asked questions and made comments. The recommendations included:

- Arts & Culture Commission to approve in-lieu payment option.
- In-lieu payment and valuation of art pieces on private development shall be maintained at a consistent valuation of 1%.
- The City shall create and maintain a separate art fund.
- A potential use of art funding should be used to develop an arts Master Plan, and other Commission recommendations. Reference Vice Chair Wang's presentation from August 12, 2024.
- City Council to be the decision-making body, upon recommendation by the Arts and Culture Commission, for the allocation of funds.

The Commission moved staff to provide redline versions of the Municipal Code and Policy for review at the May 19, 2025 meeting. Attachment A provides the redline version of CMC Table 19.12.030 *Approval Authority* and Chapter 19.148: *Required Artwork in Public and Private Developments*. These changes allow the Commission ultimate decision making on art in-lieu payment options, and lower the contribution percentage. Attachment B provides an amendment to the City's existing Policy (City Council Resolution

No. 05-040) by establishing a separate art fund, as well as parameters for what the funds can be spent on.

Next Steps

The Art and Culture Commission's recommendations will be forwarded to Planning Commission and City Council for consideration at a future study session.

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Attachments:

A - Municipal Code Chapters 19.12. 19.148 Required Artwork in Public and Private Developments (redline)

B – Amended Policy (City Council Resolution No. 05-040)