ORDINANCE NO. 17850

AN ORDINANCE introduced by Councilmembers Clark Duffy, Duane Pomeroy and Gary Price, sitting as the Economic Development Committee, relating to the arts, creating the Office of the Arts, the Arts Advisory Committee, the Arts Grant Program and the Art in Public Places Program.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. Office of the Arts created.

There is hereby created an Office of the Arts for the City of Topeka. The office shall be an adjunct to the Office of the Mayor. The Office of the Arts shall provide the technical assistance to arts programs and coordination of arts programs within the City of Topeka, administer the Topeka Arts Grant Program, and the Art in Public Places Program.

Section 2. Arts Advisory Committee created.

There is hereby created an Arts Advisory Committee within and a part of the Office of the Arts. The Arts Advisory Committee shall assist the Office of the Arts in carrying out its responsibilities as described in Section 1. The Arts Advisory Committee shall also serve as a focal point for providing assistance to arts programs within the City of Topeka, which may include but not be limited to the following activities:

a. Providing recommendations to the Mayor and City Council on Topeka Arts Grant Program requests;

b. Technical Assistance in Grant writing;

c. Technical Assistance in Fundraising;

d. Distributing an advisory committee newsletter;
e. Providing technical assistance and coordination to the arts community;

f. Hosting special arts events;

g. Establishing and maintaining a detailed resource information database including "technical/performance" marketing and management resources;

h. Developing a supporting relationship with the Topeka-Shawnee County Public Library and Washburn University to support arts databases; and

i. Performing other such duties in making recommendations as may be requested by the Mayor and the City Council.

The Arts Advisory Committee shall prepare and file with the City Clerk an annual report on the state of affairs of the arts in the City of Topeka. Additional reports may be filed with the City Clerk in such manner and frequency as may be requested by the Mayor and City Council.

Section 3.

Arts Advisory Committee membership.

The Arts Advisory Committee shall consist of eleven (11) members. One (1) member shall be appointed by each of the City Council members and the Mayor. The eleventh (11th) member of the committee shall be appointed by the Mayor as the chair of the committee. Each member of the Arts Advisory Committee shall be a resident of the City of Topeka. Members of the Arts Advisory Committee shall serve a term of four (4) years, corresponding to the term of the appointing authority. Members may be appointed for subsequent terms after the completion of the first term. Members shall serve until a successor is appointed. Committee members may be affiliated with other arts boards or committees by way of membership. Members of the Arts Advisory Committee shall serve without compensation. Meetings shall be served at the call of
the chair with at least one (1) meeting to be held quarterly. Any committee member that
is absent for any three (3) scheduled meetings in a row shall automatically be removed
from the Committee. Vacancies occurring on the Arts Advisory Committee shall be
filled by appointment for the unexpired term by the appropriate appointing authority.

Section 4. Art in Public Places Program created.

There is hereby created an Art in Public Places Program that shall be
administered by the Office of the Arts. The Art in Public Places Program provides
opportunities for permanent or temporary displays of art in public places either on City-
owned facilities or by the permission of the property owner on private property. Policies
and procedures for administration of this program shall be approved by the Mayor
based on recommendations of the Arts Advisory Committee.

Section 5. Topeka Arts Grant Program created.

There is hereby created a Topeka Arts Grant Program to be administered by the
Office of the Arts. The Topeka Arts Grant Program shall provide opportunities for
recipients to receive funding for art projects, programs, activities, or one time capital
outlay expenses. The Topeka Arts Grant Program shall not be used to supplant funding
for ongoing, repetitive operating expenses or for salaries. The Topeka Arts Grant
Program is detailed in a separate resolution adopted and approved by the Topeka City
Council.

Section 6. Topeka Arts Fund created.

There is hereby created in the City treasury the Topeka Arts Fund. All monies in
the Topeka Arts Fund shall be expended in accordance with the appropriation acts of
the Topeka City Council. These monies shall only be used to finance the Office of the
Arts, the Art in Public Places Program and the Topeka Arts Grant Program.

There is hereby established a surcharge on all capital improvements funded from
the general improvement fund monies, all projects receiving property tax exemption
through the City, all projects undertaken through the use of industrial revenue bond
financing, all projects undertaken by the Topeka Public Building Commission, and all
multifamily housing or commercial development occurring within the designated
neighborhood revitalization areas. The surcharge is calculated as follows:

1. For improvements, projects, and developments which cost up to
$999,999.00 --- .50 percent of cost;

2. For improvements, projects, and developments which cost from
$1,000,000.00 to $2,999,999.00 --- .40 percent of cost; and

3. For improvements, projects and developments which cost
$3,000,000.00 or more --- .35 percent of cost.

All monies received as a result of this surcharge shall be deposited into the City
treasury and credited to the Topeka Arts Fund.

Section 7. This ordinance shall take effect and be in force from and after its
passage, approval and publication in the official City newspaper.

Passed and approved by the City Council       June 11, 2002

Harry Felker, Mayor

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY

DATE 5/29/02      BY RC

TO BE CODIFIED    V

NOT TO BE CODIFIED   

VYORD/ PUBLIC ART 5/29/02