

RESOLUTION 2016-130

RESOLUTION AMENDING BPC POLICY NO. 608: TENANT PERCENT FOR ART TO INCORPORATE ADMINISTRATIVE UPDATES AND NON- SUBSTANTIVE POLICY CHANGES

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the legislature in 1962 pursuant to Harbors and Navigation Code Appendix 1, (Port Act); and

WHEREAS, the Board of Port Commissioners (BPC) adopted BPC Policy No. 608 to establish a policy for the inclusion of artworks in San Diego Unified Port District tenant improvements; and

WHEREAS, in 2002, the District established and adopted its first one percent (1%) for art requirement for the inclusion of artwork in tenant improvement projects; and

WHEREAS, at the time of its adoption, the requirement applied to tenant improvement projects with approved budgets of \$500,000 or more; and

WHEREAS, since its inception, over 40 tenant artworks have been installed or are currently projected for installation on tidelands as part of the tenant percent for art program; and

WHEREAS, on May 4, 2010, the BPC adopted the Public Art Master Plan, which outlined a new strategic plan based on best practices and national standards in public arts administration; and

WHEREAS, after the adoption of the Public Art Master Plan, staff began evaluating the accuracy and effectiveness of the District's existing public art-related policies and identifying the necessary revisions to bring these art policies in alignment with the Public Art Master Plan; and

WHEREAS, on November 8, 2011, the BPC adopted BPC Policy No. 608 as a stand-alone policy to govern the tenant percent for art program, which had previously been administered in accordance with provisions contained in BPC Policy No. 609: Public Art; and

WHEREAS, one of the key changes embodied in the newly adopted policy was an increase in the tenant percent for art applicability threshold from a minimum of \$500,000 to \$1 million per tenant improvement project, in order to provide for more substantial tenant art budgets; and

WHEREAS, on April 14, 2015, BPC Policy No. 608 was again revised to incorporate feedback from Port District tenants, the Public Art Committee, and staff; and

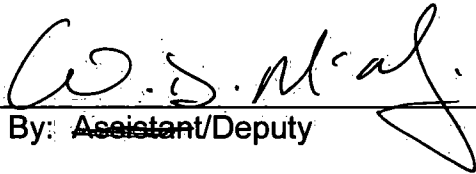
WHEREAS, this revision raised the threshold for the percent for art requirement from \$1 million to \$5 million and streamlined the approval process for tenants, making it a stronger and more effective policy for the District; and

WHEREAS, on May 10, 2016, the policy underwent another revision specifically to provide tenants with an option to designate their percent for art contributions for the District's San Diego-Coronado Bay Bridge Lighting Project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District, as follows:

That the Executive Director or her designated representative is hereby authorized and directed on behalf of the San Diego Unified Port District to amend BPC Policy No. 608: Tenant Percent for Art to incorporate administrative updates and non-substantive policy changes.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL


By: ~~Assistant~~/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 8th day of September, 2016, by the following vote:

AYES: Bonelli, Castellanos, Malcolm, Merrifield, Moore, Nelson, and Valderrama.

NAYS: None.

EXCUSED: None.


ABSENT: None.

ABSTAIN: None.



Marshall Merrifield, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)