

# PLANNING DIVISION STAFF REPORT

May 4, 2022



## PERCENT FOR ART ORDINANCE ANNUAL REPORT 2021

**Legistar File #:** 57899  
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### Background

On October 3, 2017, the Common Council approved an ordinance (Legistar File # 47273) creating the City's Percent for Art program. This ordinance requires that 1% of the total budget for certain City public works projects exceeding \$5 million be set aside for public art, beginning with the 2019 capital budget.

Section 4.3(c) of the ordinance requires that the eligibility threshold be "...indexed by the Construction Cost Index (CCI) as published by the Engineering News Record." For 2021, the eligibility threshold was \$5,132,371. For 2022, the eligibility threshold is \$5,510,202.

The ordinance also directs staff to file an annual report to the Mayor and Common Council. Typically, these reports are expected to be filed in the first quarter of each year.

#### **1. Current Year's Activities**

*Description of the artwork completed, obtained or commenced under this ordinance program during the preceding twelve (12) months.*

The first projects subject to the Ordinance involved two phases of an upgrade project at Metro Transit's East Washington Avenue facility that were bid in two different years. Since these projects involved building infrastructure, they didn't provide opportunities for incorporating art. So, the Arts Administrator worked with Metro Transit and Engineering Division staff to develop a scope that would allow for an art piece at the facility in a more visible location along East Washington Avenue. Combining the Percent for Art funding from these two phases resulted in a total of \$132,000. The table below lists projects funded through this program:

<b>Project</b>	<b>Actual PW Bid Year</b>	<b>Actual 1% for Art</b>
Metro E Wash Phase II (mech and boiler)	2020	\$ 46,000
Metro E Wash Phase III (maint bay)	2021	\$ 86,000
	Total	\$ 132,000

## 2. Upcoming Activities

*Description of the Capital improvement projects designated for inclusion in this program during the upcoming two (2) years.*

The projects listed below are those anticipated to be generate revenue through the Percent for Art program in 2022-2023. Note that some revenue sources are very fluid and the estimated years and dollar amount are subject to change based on adjustments to funding strategies, City priorities, and resource availability.

<b>Project</b>	<b>Estimated PW Bid Year</b>	<b>Estimated 1% for Art</b>
Permanent Men's Homeless Shelter	2023	TBD
Imagination Center at Reindahl Park	2023	TBD
Metro Satellite Facility (Hansen Road)	2023	\$ 25,000
Atwood Avenue Reconstruction	2023	\$ 30,000
Bus Rapid Transit	2023	\$ 126,000
Madison Public Market	2023-2024	\$ 56,000
Village on Park Parking Ramp	2023-2024	\$ 140,000
Lake Street Parking Ramp	2024-2025	TBD

## 3. Expenditures

*Accounting of the expenditures for the projects identified in subs. (a) and (b) above [note: sub (a) is "Project Design Incorporation of Public Art" and sub (b) is "Types of Capital Projects Eligible for Percent for Art Expenditure"], or funded through the Art Maintenance and Conservation Fund and the Art Aggregated Fund.*

Expenditures for projects pursuant to this ordinance include those listed under the Current Years Activities above. To date, there have been no expenditures from the Art Maintenance and Conservation Fund or the Arts Aggregated Fund.

## 4. Art Maintenance and Conservation Fund / Art Aggregated Fund

*Accounting of the status of the Art Maintenance and Conservation Fund and the Art Aggregated Fund.*

No expenditures have occurred and accounts for these funds have not yet been established.

## 5. Program Changes

*Description of any changes to this program for the upcoming year.*

No potential changes for the upcoming year have been identified.

## 6. Rate Adjustment / Other Ordinance Amendments

*Recommendations for any adjustments to the Percent for Art expenditure percentage rate and/or any other recommended amendments to the Percent for Art Ordinance.*

Staff is not recommending any adjustments to the Percent for Art percentage rate or any other amendments.