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CONSENT CALENDAR
May 30, 2017

To: Honorable Mayor and Members of the City Council
From: Councilmember Kriss Worthington

Subject: Amend One Percent for Art Ordinance to incentivize fees for the Arts and Culture Plan

RECOMMENDATION:

That the Council amend the One Percent for Art Ordinance to incentivize contributions to the Civic Arts Commission’s Arts and Culture Plan.

BACKGROUND:

Under the current ordinance, developers have the option to spend 1 percent of the total project cost on publicly accessible art on site or pay an in-lieu fee of 0.8 percent to the City to develop publically accessible art. In order to encourage developers to pay the in-lieu fee directly to the city, we recommend increasing the required payment for publically accessible art to 2 percent, if being handled directly by the developer, or 1 percent if the developer contributes the fees directly to the City.

The goal is to incentivize developers to pay fees directly to the City, where they could be utilized to implement the new arts and culture plan.

FINANCIAL IMPLICATIONS:

The change could generate additional funds for the city’s Arts and Culture Plan.

ENVIRONMENTAL SUSTAINABILITY:

Consistent with Berkeley’s Environmental Sustainability Goals.

CONTACT PERSON:

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Attachment:

1. Amended Percent for Art Ordinance

23C.23.050 General Requirements A. Developers subject to this Chapter shall either:

1. Include On-Site Publicly Accessible Art valued at 12 percent of the Construction Cost. In the event the value of On-Site Publicly Accessible Art as installed is less than 12 percent of the Construction Cost, an amount equal to 80% of the difference in value shall be paid to the City as an in-lieu fee,

OR

2. Pay an in-lieu fee of 0.801 percent of the Construction Cost to the City as set forth in Section 23C.23.070.
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