

ARTICLE XLII. - ARTS COMMISSION^[20]

Footnotes:

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Editor's note— Ord. No. 203-2002, § 1, adopted July 16, 2002, enacted provisions intended for use as §§ 2-443—2-447. As those sections are already in use, these new provisions have been renumbered §§ 2-451—2-455, as set forth herein.

Sec. 2-451. - Creation; purpose.

- (a) A commission is hereby created which shall be known as the Lexington-Fayette Urban County Government Public Arts Commission, hereinafter referred to as the "commission".
- (b) The commission is established for the purpose of advising the mayor and the urban county council on the development of a long-range plan for selection, acquisition, placement, and maintenance of public art and public monuments.

(Ord. No. 203-2002, § 1, 7-16-02; Ord. No. 233-2002, § 1, 9-12-02)

Sec. 2-452. - Membership.

- (a) The commission shall consist of eleven (11) appointed members.
- (b) The appointed members shall be residents of Fayette County and shall have demonstrated an interest in the arts and the effect of same on communities and individual lives. They shall be appointed by the mayor, subject to confirmation by the urban county council, from the following:
 - (1) One (1) architect or design professional;
 - (2) Two (2) professional artists;
 - (3) Two (2) arts administration professionals;
 - (4) One (1) representative of the Lexington-Fayette County business community;
 - (5) One (1) representative of the Lexington-Fayette Urban County Government;
 - (6) One (1) representative from the community at large;
 - (7) One (1) representative from the Lexington Convention and Visitors Bureau;
 - (8) One (1) member of the Lexington-Fayette Urban County Council; and,
 - (9) One (1) representative from the Office of the Urban County Mayor.

(Ord. No. 203-2002, § 1, 7-16-02; Ord. No. [54-2018](#), § 1, 8-30-18; Ord. No. [24-2019](#), § 1, 4-11-19)

Sec. 2-453. - Terms.

- (a) Members of the commission shall serve a term of four (4) years from the date of appointment, provided the terms of those originally appointed shall be staggered in the following manner:

Two (2) members shall be appointed for one (1) year;

Three (3) members shall be appointed for two (2) years;

Three (3) members shall be appointed for three (3) years; and

Three (3) members shall be appointed for four (4) years.

- (b) Vacancies in the membership shall be filled for an unexpired term in the manner prescribed for the original appointment.
- (c) No member who has served two (2) consecutive four-year terms may succeed himself until the lapse of twelve (12) months from the end of said consecutive terms.
- (d) A member of the commission shall be removed only by a majority vote of the urban county council, and only for cause.

(Ord. No. 203-2002, § 1, 7-16-02; Ord. No. [72-2018](#), § 1, 10-11-18; Ord. No. [24-2019](#), § 2, 4-11-19)

Sec. 2-454. - Officers; rules; quorum; meetings.

- (a) The officers of the commission shall consist of a chair and a vice-chair, and other officers elected from the membership as set forth in the bylaws. They shall take office at the first meeting of the commission after their election. The duties of the officers shall be as specified in the bylaws. The commission shall determine its own rules and order of business and so provide for keeping a record of its proceedings.
- (b) A majority of the members of the commission, that is six (6), shall constitute a quorum for transaction of business at any meeting of the commission. The acts of a majority of those members present at any regular or special meeting of the commission shall constitute the acts of the commission.
- (c) The commission shall meet at a minimum on a quarterly basis at a date, place and time to be determined by the commission.

(Ord. No. 203-2002, § 1, 7-16-02; Ord. No. [54-2018](#), § 2, 8-30-18; Ord. No. [24-2019](#), § 3, 4-11-19)

Sec. 2-455. - Duties.

The commission shall, as permitted by law:

- (1) Recommend to the mayor and the urban county council a long-range plan and guidelines, which shall include, but not be limited to, a method or methods for the selection of artists or works of art and for placement of works of art, and an over-arching philosophy regarding types of artwork appropriate for this community.
- (2) Recommend purchase of works of art or commission of the design.
- (3) Make recommendations regarding the design, execution and/or placement of works of art.
- (4) Provide information and make recommendations on operation or maintenance expenses associated with particular art or a particular location and the interaction of art work with the function of its location, and provide for such artwork and installation that will not impede such function; and
- (5) Promulgate rules and regulations consistent with sections 2-451 through 2-455 to facilitate the implementation of its responsibilities hereunder.

(Ord. No. 203-2002, § 1, 7-16-02)

Sec. 2-456. - Commission authorized to proceed.

The commission shall be appointed and authorized to proceed upon the adoption by the urban county council of an ordinance or resolution approving the funding mechanism for the public art program.

(Ord. No. 314-2002, § 1, 12-5-02)