



STAFF REPORT

SAUSALITO CITY COUNCIL

AGENDA TITLE:

Adopt resolution affirming the duties and the membership of the Sausalito Art Commission

RECOMMENDED MOTION:

Adopt resolution affirming the duties and the membership of the Sausalito Art Commission

SUMMARY and BACKGROUND

By Council action, the Art Commission was disbanded in 2009. As Council began the process to reconstruct the Art Commission, they noted that there was a need to provide a focused direction for this Commission.

On September 14, Council discussed the duties and membership of the Art Commission and directed staff to return to Council with a resolution that would include:

- a seven member Commission, of which two would be "ex officio" positions
- affirm the four duties as proposed in 1982
- chair must rotate annually

Based on the direction given, staff has proposed that attached resolution for adoption.

FISCAL IMPACT

None

STAFF RECOMMENDATIONS

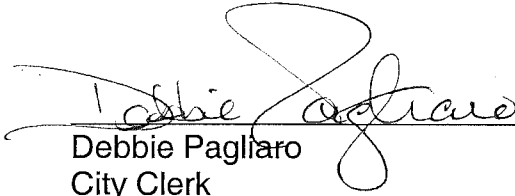
Adopt resolution affirming the duties and the membership of the Sausalito Art Commission

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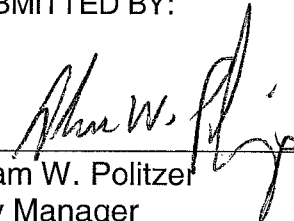
ATTACHMENTS

1. Draft resolution
2. Excerpt from the September 14, 2010 City Council minutes
3. September 14, 2010 Staff Report

PREPARED BY:


Debbie Pagliaro
City Clerk

SUBMITTED BY:


Adam W. Politzer
City Manager

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**EXCERPT FROM THE
APPROVED SAUSALITO CITY COUNCIL MINUTES
OF SEPTEMBER 14, 2010**

6E. Council discussion on the purpose and duties of the Sausalito Arts Commission
(Assistant to the City Manager/City Clerk Debbie Pagliaro)

Assistant to the City Manager/City Clerk Debbie Pagliaro presented an abbreviated report on this item, noting that Council discussion/direction was needed to adopt appropriate duties in order for a new Arts Commission to have a focused direction.

Council discussion followed.

Council consensus for direction to staff included:

- return to the original seven member Commission, noting that two of these positions would be “ex officio” positions
- return to the four original duties as noted in the 1982 City Council minutes
- Chair to rotate annually

Mayor Leone requested that Staff return with an updated resolution reflecting discussions held.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAUSALITO
AMENDING RESOLUTION NOS. 3775, 4469 AND 5123 REGARDING THE
SAUSALITO ART COMMISSION, AFFIRMING THE FOUR ORIGINAL DUTIES
DESCRIBED IN THE 1982 MINUTES AND MODIFYING THE NUMBER OF
MEMBERS**

WHEREAS, on September 21, 1982, the City Council discussed the formation of the Sausalito Art Commission and gave the following areas of responsibility to the Commission:

1. Inventory and cataloging of the current art collection
2. Recommendation to the City on the display and care of same
3. Review of the art and cultural activities of the City
4. Assessment of, and report on, the needs of artists currently working in Sausalito; and

WHEREAS, with Resolution No. 3775 adopted in 1988, the creation of the Sausalito Art Commission was affirmed and specified that membership was to consist of five (5) members; and

WHEREAS, with Resolution No. 4469, membership of the Sausalito Art Commission was increased to seven (7) members, with a proviso that Council may appoint two non-voting, ex officio distinguished artist members who may or may not be residents of Sausalito; and

WHEREAS, with Resolution No. 5123, membership of the Art Commission was reduced to five members; and

WHEREAS, at their meeting of September 14, 2010 Council directed staff to make additional changes to the Art Commission in order to provide a more focused direction.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Sausalito that:

1. Membership of the Sausalito Art Commission shall consist of seven members, two of which shall be "ex officio" positions.
2. The responsibilities of the Art Commission shall be as originally proposed and are as follows:
 - a) Inventory and cataloging of the current art collection

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- b) Recommendation to the City on the display and care of same
 - c) Review of the art and cultural activities of the City
 - d) Assessment of, and report on, the needs of artists currently working in Sausalito
3. The Chair of the Sausalito Art Commission must rotate annually, and may not serve consecutive terms. The Chair and Vice Chair shall be chosen by a majority vote of the members of the Commission.
4. Any provisions of Resolution Nos. 3775, 4469 and 5123 not being amended by the above shall remain in effect.

AYES: Councilmembers:
NOES: Councilmembers:
ABSTAIN: Councilmembers:
ABSENT: Councilmembers:

MAYOR OF THE CITY OF SAUSALITO

ATTEST:

CITY CLERK

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STAFF REPORT

SAUSALITO CITY COUNCIL

AGENDA TITLE:

Council discussion re: Arts Commission Procedures and Duties

RECOMMENDED MOTION:

Modify or approve list of procedures and duties; request staff to return with appropriate resolution

SUMMARY and BACKGROUND

By Council action, the Arts Commission was disbanded in 2009. As Council begins to reconstruct the Arts Commission, there was also a need to clarify the expectations of such a commission.

In 1982, the City Council discussed a proposal to form a City Art Commission. At that meeting, it was recommended that an "Art Commission be formed and that the area of responsibility for the Commission be very clearly spelled out and initially limited to:

1. Inventory and cataloging of the current art collection
2. Recommendation to the City on the display and care of same
3. Review of the art and cultural activities of the City
4. Assessment of, and report on, the needs of artists currently working in Sausalito"

In 1999, the City Council adopted Resolution No. 4469 which affirmed the establishment of the Arts Commission and adopted the current charge of the Arts Commission as noted below.

"The Arts commission shall promote the arts in Sausalito by being a liaison between the City Council and the local artists community, the community at large, and the representative of our community in the area of arts and culture in Marin County and the State of California. The Arts Commission shall suggest programs and recommendations to the City Council, and with the consent thereof, facilitate these programs to fulfill its objectives. Additionally, the Arts Commission shall have such duties and perform such functions as may be delegated to it by the City council of the City of Sausalito and shall develop a public arts policy for review and action by the City Council."

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In reviewing these duties along with the duties that had been previously proposed but never adopted, staff prepared a list of procedures and duties for Council review.

Council now has the opportunity to review the attached Procedures and Duties and determine if these meet the operational parameters expected of an Arts Commission and add or delete from this list.

FISCAL IMPACT

The current budget reflects a \$2,000 budget to support the Art Commission. Staff does not anticipate the need for additional funding.


STAFF RECOMMENDATIONS

Staff recommends that Council approve list of procedures and duties as presented, or modify it as needed; request staff to return with an appropriate resolution approving an Arts Commission Procedures and Duties.

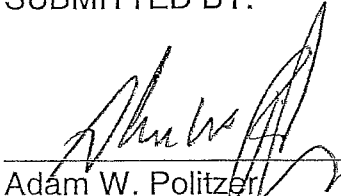
ATTACHMENTS

1. September 21, 1982 City Council minutes
2. Resolution No. 4469
3. Draft Arts Commission Procedures and Duties

PREPARED BY:


Debbie Pagliaro, City Clerk

SUBMITTED BY:


Adam W. Politzer
City Manager

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AYES: Councilmen: Sweeny, Huntting, Mayor Peltz

NOES: Councilmen: Dunphy, Rogers

Mayor Peltz suggested that this study session proceed as soon as possible, perhaps without Mr. Blanchfield present if he cannot be there, and that all parties suggested, including Planning Commission and CAAB, be present for further input. She noted that the Council would be the final reviewing body and would thus be able to hear what all have to say.

MAYOR'S PROPOSAL FOR ARCHITECTURAL DESIGN COMPETITIONS FOR MAJOR DEVELOPMENT EAST OF BRIDGEWAY

Mayor Peltz stated her proposal had been made in the context of present considerations relative to the waterfront, and had come out of a trip she had made to the City of Toronto at a time when that city was in a state of tremendous change and booming growth. She learned that Toronto had achieved a very successful integration of modern with historic buildings as a result of architectural competitions.

Councilwoman Rogers felt this would be good information to have with respect to civic projects, but did not feel it was within the purview of the Council to ask private developers to engage in architectural competitions unless they so desired. Other Councilmembers concurred regarding the rights of property owners, but expressed interest in obtaining more information. Don Olsen stated he felt it was worth the City's time to pursue this idea, noting that such a program had been very successful in Portland, Oregon and Columbus, Indiana. Mayor Peltz stated she would gather additional information on this subject and report back to the Council.

REQUEST OF MR. AND MRS. WILLIAM WOLFF FOR RECONSIDERATION OF ENCROACHMENT APPLICATION FOR PROPERTY AT 192 SPENCER AVENUE

Mr. Wolff addressed the Council requesting re-consideration of his encroachment application to place a fence partially within the street right-of-way and to legalize an existing patio which had been constructed in 1965 by a former owner of the property. He stated the fence was requested primarily for reasons of security, since there is easy access to the deck from Spencer Avenue.

Councilwoman Sweeny moved, seconded by Councilman Huntting, to grant the application with conditions as imposed by the Planning Commission and subject to CAAB review.

AYES: Councilmen: Sweeny, Huntting, Dunphy, Rogers, Mayor Peltz

NOES: Councilmen: None

PROPOSED RENT INCREASE FOR CITY-OWNED PROPERTY AT 558 BRIDGEWAY

Mr. Ronald MacAnnan advised the Council that his attorney had submitted a five page letter to the City Attorney giving his position on the proposed rent increase. Mr. Jordan indicated that the letter had been delivered to his office that afternoon. It was the consensus of the Council to put this matter over until Mr. Jordan was able to review this letter and report to the Council.

PROPOSAL TO FORM A CITY ART COMMISSION

Councilwoman Sweeny read her report to the Council dated September 3, 1982 outlining the pros and cons relative to formation of an Art Commission. In her research she learned there was concern that establishment of a Commission might stifle the volunteerism which exists in a small town, concern that there might be over-lapping of activity and responsibility with existing organizations, concern about cost and administration of such a program, and concern about the acquisition of art for the City. Along more positive lines, it was felt that an Art Commission might be a way to lend badly needed continuity to the care, management and display of the City's present art collection; also, that it might be a way to facilitate musical and drama events in the City. Councilwoman Sweeny's recommendation was that a seven-member Art Commission be formed and that the area of responsibility for the Commission be very clearly spelled out and initially limited to:

1. Inventory and cataloging of the current art collection

2. Recommendation to the City on the display and care of same
3. Review of the art and cultural activities of the City
4. Assessment of, and report on, the needs of artists currently working in Sausalito

She further suggested that the Commission be directed, after accomplishing the above tasks, to study and recommend to the Council other ways, in matters concerning the visual and performing arts, that the Commission might be effective; that no staff or budget be assigned to the Commission at this time, with the understanding that a reasonable request would be considered for a given project; and that a Councilmember initially be assigned as liaison between the Council and Commission.

Mayor Peltz noted that the Council had received a letter from Gail Lorge in which she offered to assume the staff work for the Commission over a period of time as part of some field work for courses she is taking. She also wished to add to the above recommendations (1) that the seven member Commission be composed of people with a demonstrable interest and knowledge in the arts; and (2) that the responsibilities include recommendations to the City on the display of art on a revolving basis, for instance, assistance in mounting an art show by an artist in the community which the Commission felt was suitable for display in a City building.

It was the consensus of the Council not to establish the Commission by ordinance but to proceed with advertising for applicants for a Council-appointed commission who possess demonstrable interest and knowledge in the arts. The applicants would be interviewed by the Council, with Gail Lorge to be included in the interviews in order to clarify her commitment.

HARBOR CARRIERS SERVICE TO SAUSALITO: CITY'S POSITION ON IMPROVEMENTS AND OTHER ISSUES RAISED BY THE INCEPTION OF SERVICE

Mayor Peltz announced that pursuant to the discussion at the last meeting she had pooled information on this subject, including information developed by the committee of the Council meeting with Harbor Carriers, to determine a position on the service which has already begun, and that this information was contained in a memo included in the packet. She asked if there were any additions or comments.

The Council also received a site plan showing improvements proposed by Harbor Carriers which would be reviewed by CAAB at their next meeting. Mr. Wohl-schlaeger indicated Harbor Carriers had already done some minor repairs to the handrails and planters without CAAB approval. He clarified for Councilwoman Rogers that these repairs were not permanent.

Councilwoman Rogers noted that there had been no responses yet to the RFP on the circulation study, so there were no dollar figures to work with.

In discussion of the existing breakwater pilings, it was clarified that the Council wished the statement to read: "Remove the southern pilings and cut the northern breakwater pilings down to minimum height that would ensure safety and effectiveness; reinforce as needed."

Councilman Dunphy asked if the Council would amend the statement to remove a limitation on outgoing passengers. In Council discussion it was determined that the chief concern was with respect to the size of the boats, and it was the consensus of the Council to state: "Harbor Carriers would agree to use boats of 400 passenger capacity."

Since the list of improvements under discussion did not include restrooms, Councilmembers agreed that there be a CAAB-approved sign directing the public using the ferry to the existing restrooms behind the Bank of America.

Councilwoman Sweeny questioned why the City would be obligated to include newspaper stands; she stated she would like to eliminate them from the water gateway to Sausalito. The City Attorney indicated the City could place some limitations with regard to type and location, but he would have to check case law to determine if the City could prohibit them at the terminal. The Council requested a report from this on the City Attorney prior to making a decision.

Councilman Dunphy questioned if the City had the right to exclude radio advertising by Harbor Carriers. The City Attorney commented that the recommendation

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RESOLUTION NO. 4469

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAUSALITO
AFFIRMING ESTABLISHMENT OF THE ARTS COMMISSION

BE IT RESOLVED by the City Council of the City of Sausalito as follows:

1. The creation of an Arts Commission for the City of Sausalito by action of the City Council on September 21, 1982 is hereby affirmed.
2. The Arts Commission shall consist of seven (7) members. Members of the Arts Commission shall be appointed for no more than two three-year terms by the City Council pursuant to Ordinance No. 1133.
3. Members of the Arts Commission shall reside in Sausalito. The City Council may appoint, at its discretion, two non-voting, ex officio distinguished artist members to the Arts Commission who may or may not be residents of Sausalito, provided that they are artists actively participating or working in a professional capacity within the City of Sausalito.
4. The Arts Commission shall promote the arts in Sausalito by being a liaison between the City Council and the local artists community, the community at large, and the representative of our community in the area of arts and culture in Marin County and the State of California. The Arts Commission shall suggest programs and recommendations to the City Council, and with the consent thereof, facilitate these programs to fulfill its objectives. Additionally, the Arts Commission shall have such duties and perform such functions as may be delegated to it by the City Council of the City of Sausalito and shall develop a public arts policy for review and action by the City Council.
5. All meetings of the Arts Commission shall be conducted in accordance with the Ralph M. Brown Act (Government Code Sections 54950, et seq.).
6. A majority of four of the members of the Arts Commission shall constitute a quorum for the transaction of business. No action may be taken except by a majority vote of the Commission pursuant to Robert's Rules of Order.
7. The Arts Commission shall select officers consisting of a Chair and a Vice Chair in July of each year by a majority vote of its members at a regular meeting.
8. Any vacancy on the Arts Commission shall be filled by appointment of the City Council pursuant to Ordinance No. 1133 for the unexpired term.

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9. Members of the Arts Commission serve at the will of the City Council and may be removed by a majority vote of the City Council during a regular Council meeting without stated cause.
10. All members of the Arts Commission shall serve without compensation.
11. The Arts Commission shall prepare an annual report to the City Council on its activities for the past year and a schedule of its activities for the coming year in February of each year.

PASSED AND ADOPTED at a Regular Meeting of the City Council of the City of Sausalito on this 18th day of May, 1999, by the following vote:

AYES: Councilmembers: Albritton, Bushmaker, Roberts, Stratigos, Mayor Belser
NOES: Councilmembers: None
ABSENT: Councilmembers: None

/s/ Amy Belser, Mayor of the City of Sausalito

ATTEST:

/s/ Debbie Pagliaro, Deputy City Clerk

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SAUSALITO ARTS COMMISSION
Procedures and Duties

The Arts Commission shall:

- Promote the arts in Sausalito by being a liaison to the City Council
- Maintain inventory of the current art collection, making recommendation to the City Council of appropriate disposal (sale or transfer) of same when recommended by a unanimous vote of the Commission (pursuant to Resolution No. 4510 – accepting gifts and bequests of artwork)
- Be responsible for the display of art in the Council Chambers on a revolving basis (at least three times per year)
- Make recommendations to the City Council of any opportunity to display local artwork in other public locations
- Make recommendations to the City Council on the acceptance of gifted artwork
- Make recommendations to the City in matters pertaining to the quality, quantity, scope and style of artwork in public spaces
- Work in concert with the Sausalito Foundation when changes in the permanent displays in City Hall may be required
- Establish policies which encourage the execution of artwork by local artists and the inclusion in artwork of indigenous historical and nautical subjects
- Shall suggest programs and recommendations to the City Council, and facilitate such program/recommendation when advised by the Council

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