

RESOLUTION 23-_____

**A RESOLUTION RESCINDING AND REPEALING RESOLUTION
NO. 04-18101 ESTABLISHING A PUBLIC ART POLICY**

WHEREAS, on March 22, 2004, City Council approved Resolution No. 04-18101, creating a policy to address public art and an ad hoc committee to make recommendations to City Council regarding appropriateness and placement of public art; and

WHEREAS, the policy established by this resolution requires this committee to be convened as necessary to review any art to be displayed on City property; and

WHEREAS, Billings, Montana City Code (BMCC), Article 2-500 requires all committees, boards, and commissions to follow the rules and procedures set forth in that article; and

WHEREAS, some of the requirements of the resolution are unclear and must be clarified before the policy can be properly implemented; and

WHEREAS, the resolution does not clearly define “public art” nor does it clearly state that the policy applies to art loaned to, gifted to, or purchased by the City; and

WHEREAS, the policy requires appointments of “two representatives that have an interest in the project” to the ad hoc committee but it is unclear who is to make those appointments; and

WHEREAS, another two appointments of members to this ad hoc committee are made by the Mayor which, as set forth in BMCC 2-501.2, requires a 30 day notice of vacancy to be published prior to appointment. The appointments must then be placed on a regular meeting agenda for Council to consider; and

WHEREAS, these procedures and requirements for appointment of committee members is not practical or efficient for a committee that meets only as necessary; and

WHEREAS, the City desires to have a more effective and operational policy that may be convened easily and quickly to address art donations, loan offerings, or the commissioning of art by the City; and

WHEREAS, this policy has not been followed as it was overlooked for many years by City staff and as a result different departments created suitable policies to address art to be displayed on City property within those departments.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA that the policy established creating a public art policy and an ad hoc review committee is rescinded and Resolution No. 04-18101 is repealed.

ADOPTED AND APPROVED by the City Council of the City of Billings, Montana, on the _____ day of _____, 2023.

CITY OF BILLINGS

By: _____
William A. Cole, Mayor

ATTEST:

By: _____
Denise R. Bohlman, City Clerk