

1 SNOHOMISH COUNTY COUNCIL
2 SNOHOMISH COUNTY, WASHINGTON

3
4 ORDINANCE NO. 22-031

5
6 RELATING TO FUNDING THE COUNTY ARTS PROGRAM, SETTING MAXIMUM
7 DOLLAR AMOUNT FOR PROJECTS TO BE SUBJECT TO 1% CONTRIBUTION TO
8 ARTS FUND; AMENDING CHAPTER 2.95 SNOHOMISH COUNTY CODE
9

10 BE IT ORDAINED:

11
12 Section 1. Snohomish County Code Section 2.95.020, last amended by
13 Ordinance No. 18-047 on July 30, 2018, is amended to read:

14
15 **2.95.020 Definitions.**

16
17 In this chapter, unless the context clearly requires otherwise,

18
19 (1) "arts commission" means the Snohomish county arts commission established
20 by SCC 2.95.010;

21
22 (2) "arts fund" means the fund created by SCC 2.95.080;

23
24 (3) "arts program" means the arts program established pursuant to SCC
25 2.95.050;

26
27 (4) "arts program administration" means staff responsibilities incidental to aiding
28 the arts commission in implementing this chapter;

29
30 (5) "the arts" means all visual and performing artistic media. Visual media
31 include but are not limited to drawing, tapestry, weaving, painting, mural, fresco,
32 sculpture, mosaic, photograph, calligraphy, collage, assemblage, artist made or
33 designed building parts, floor, wall or ceiling treatments, railings, corbels, lintels,
34 beams, benches, and structural or functional elements of a building or structure.
35 Performing media include but are not limited to music, theater, dance,
36 storytelling, and performance art, and;

37
38 (6) "cost" of a county construction project means only the county-funded portion
39 of a county construction project, provided that the "cost" shall not include the cost
40 of real property acquisition, equipment or furnishings, and provided further that if
41 the source of construction funding or other applicable law precludes the arts as
42 an object of expenditure of funds, "cost" shall exclude the funds so precluded;

43
44 (7) "county construction project" means any project funded wholly or in part by
45 the county to construct or remodel any building, park or public space owned
46 wholly or in part by the county, provided that such project has a cost of at least

1 \$100,000, (~~but less than \$10,000,000~~) and provided further that “county
2 construction project” shall not mean a project or portion of project involving
3 county public roads, surface water management, airport airfield or airport lease
4 related structures; and
5

6 (8) “works of art” mean products of the arts. Works of art may also include an
7 area or space specifically designed, constructed and managed as a display area
8 for visual media or a performance venue for performing media.
9

10 Section 2. Snohomish County Code Section 2.95.080, last amended by
11 Ordinance No. 08-067 on May 7, 2008, is amended to read:
12

13 (1) The arts fund is hereby established
14

15 (2) The budget for each county construction project that has a cost of no more
16 than \$50,000,000 shall include an amount equal to 1% of the cost of the county
17 construction project as defined in 2.95.020(6) and 2.95.020(7), which amount
18 shall be deposited in the arts fund from the funds identified in that budget. The
19 department responsible for the county construction project shall make or initiate
20 the deposit into the arts fund. The county finance committee shall develop a
21 policy that establishes the time and manner for the making of these deposits into
22 the arts fund.
23

24 (3) The budget for each county construction project that has a cost of at least
25 \$50,000,000 may include an amount equal to 1% of the cost of the county
26 construction project as defined in 2.95.020(6) and 2.95.020(7), which amount
27 shall be deposited in the arts fund from the funds identified in that budget. The
28 department responsible for the county construction project shall make or initiate
29 the deposit into the arts fund. The county finance committee shall develop a
30 policy that establishes the time and manner for the making of these deposits into
31 the arts fund.
32

33 ~~((3))~~ (4) The county may in the budget ordinance provide for additional
34 contributions to the arts fund.
35

36 ~~((4))~~ (5) Private or other public contributions to the county for the arts, including
37 but not limited to grants, bequests and gifts, shall be deposited in the arts fund.
38 At the request of the donor, a contribution may be limited to a particular work or
39 works of art as approved by the county executive and county council acting by
40 motion.
41

42 ~~((5))~~ (6) Any other proceeds or revenues dedicated to the county arts program
43 shall be deposited into the arts fund.
44

45 ~~((6))~~ (7) The costs of arts program administration may be paid from the arts
46 fund.

1
2 ((7)) (8) Amounts on deposit in the arts fund, less the costs of arts program
3 administration, shall be expended only on works or art recommended by the arts
4 commission and approved by the county executive pursuant to SCC 2.10.010
5 and thereafter approved by the county council pursuant to SCC 2.95.040(2).
6 Expenditures from the arts fund may be made to create works of art, to acquire
7 works of art, and to install, display, maintain or perform works of art. All
8 expenditures from the arts fund shall be subject to appropriation by the county
9 council.

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15 PASSED this ___ day of _____, 2022.

16
17 SNOHOMISH COUNTY COUNCIL
18 Snohomish County, Washington

19
20 _____
21 Chairperson

22
23 ATTEST:

24
25 _____
26 Clerk of the Council, Asst.

27
28 () APPROVED
29 () EMERGENCY
30 () VETOED

31
32
33 DATE: _____

34 ATTEST:

35
36 _____
37 County Executive

38 Approved as to form only:

39
40 Rebecca J. Guadamud 07-08-2022
41 Deputy Prosecuting Attorney