



# City of Chicago



O2021-1109

Office of the City Clerk

## Document Tracking Sheet

**Meeting Date:** 3/24/2021

**Sponsor(s):** Reilly (42)

**Type:** Ordinance

**Title:** Amendment of Municipal Code Chapter 2-28 by modifying Sections 2-28-160 and 2-28-180 and adding new Section 2-28-200 to regulate decommissioning or removal of public art

**Committee(s) Assignment:** Committee on Special Events, Cultural Affairs and Recreation

## **ORDINANCE**

### **BE IT ORDAINED BY THE CITY COUNCIL OF CHICAGO:**

**SECTION 1.** Chapter 2-28 of the Municipal Code of the City of Chicago is hereby amended by deleting the language struck through, and by inserting the language underscored, as follows:

*(Omitted text is unaffected by this ordinance)*

#### **2-28-160 Department of Cultural Affairs and Special Events – Powers and duties.**

In addition to those conferred elsewhere in this Code or by other ordinance, the Department shall have the following powers and duties:

*(Omitted text is unaffected by this ordinance)*

(d) to determine the appropriate placement of artwork commissioned or purchased under the Public Art Program as well as artwork received as a gift to the City, subject to the requirements of Section 2-28-200;

(e) to establish selection guidelines for Public Art Program projects, including determining whether any selection will be made by open competition, limited entry (invitational) or direct selection;

(f) to maintain artwork in the Public Art Program collection in cooperation with the Department of Assets, Information, and Services, subject to the requirements of Section 2-28-200;

*(Omitted text is unaffected by this ordinance)*

(i) to solicit, receive, and review comments and recommendations regarding the selection of restoration and conservation projects and to make the final selection of the restoration and conservation projects that will receive Public Art Program funding, subject to the requirements of Section 2-28-200;

*(Omitted text is unaffected by this ordinance)*

#### **2-28-180 Ownership of completed projects.**

Ownership of a completed physical Public Art Program project or the license to a completed digital Public Art Program project shall be conveyed to the City. The Subject to Section 2-28-200, the Department is authorized to sell, transfer, or otherwise dispose of any such project or license. Any model (in any physical form or format) of a project submitted by an artist for a proposed or possible use in the Public Art Program shall remain the property of the artist, unless unclaimed for 90 days after the Department notifies the submitting artist that the City has executed a contract with a different artist for a work at the same location. If the submitting artist does not claim his or her model within that period, the artist will be deemed to have transferred ownership of the model to the City.

*(Omitted text is unaffected by this ordinance)*

**2-28-200 Decommissioning or removal of public art.**

Notwithstanding any provision of this Code to the contrary, any decommissioning or other removal of a statue, monument, plaque, or similar carved or cast artwork shall be subject to approval by the City Council, provided, however, that this requirement shall not apply to temporary public art for special events under Section 2-28-190, or the temporary removal of such artwork for the purposes of maintenance or restoration for a period not to exceed 60 days.

**SECTION 2.** This ordinance shall take effect upon passage and approval.

*Brendan Reilly*

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Brendan Reilly  
Alderman, 42<sup>nd</sup> Ward