



Committee: E&C
Committee Review: Completed
Staff: Carolyn Chen, Legislative Analyst *CJC*
Purpose: To make preliminary decisions – straw vote expected
Keywords: #publicart #publicartstrust #ahcmc

AGENDA ITEM #14
 April 5, 2022
Worksession

SUBJECT

FY23-28 Capital Improvements Program (CIP): Public Arts Trust

EXPECTED ATTENDEES

- Suzan Jenkins, Chief Executive Officer, Arts and Humanities Council of Montgomery County (AHCMC)
- Greg Ossont, Deputy Director, Department of General Services (DGS)
- Mary Beck, Capital Budget Manager, Office of Management and Budget (OMB)
- Shantée Jackson, Fiscal and Policy Analyst, OMB

FISCAL SUMMARY

FY23-28 Rec. vs. FY21-26 Latest Approved Expenditures (in 000's)

	Six-Year Total	FY21	FY22	FY23	FY24	FY25	FY26	FY27	FY28	Beyond 6 Years
FY21-26 Latest Approved	2,339	299	408	408	408	408	408			0
FY23-28 CE Rec	2,448			408	408	408	408	408	408	0
change from approved (\$,%)	109	4.7%		-	-	-	-			-
Committee Rec	2,448			408	408	408	408	408	408	0
change from approved (\$,%)	109	4.7%		-	-	-	-			-
change from CE Rec (\$,%)	-	0.0%								-

FY23-28 Rec. vs. FY21-26 CE Amended Expenditures (in 000's)

	Six-Year Total	FY21	FY22	FY23	FY24	FY25	FY26	FY27	FY28	Beyond 6 Years
FY21-26 CE Amended (3/15/22)	2,448	299	517	408	408	408	408			0
FY23-28 CE Rec	2,448			408	408	408	408	408	408	0
change from approved (\$,%)	-	0.0%		-	-	-	-			-
Committee Rec	2,448			408	408	408	408	408	408	0
change from approved (\$,%)	-	0.0%		-	-	-	-			-
change from CE Rec (\$,%)	-	0.0%								-

- On March 4, 2022, the County Executive transmitted an [amendment to the FY21-26 Capital Improvements Program and supplemental appropriation to the FY22 Capital Budget to the Public Arts Trust for \\$109,000](#). Introduced to the Council on March 15, 2022. Public Hearing/Action scheduled for April 19, 2022 @ 1:30 PM.

COMMITTEE RECOMMENDATIONS

- Approve as submitted by the County Executive.
- Support forthcoming FY22 CIP Amendment (submitted after February 28, 2022 E&C Committee date on March 4, 2022) for an increase of \$109,000 to be introduced directly to the Council.

This report contains:

E&C Committee Staff Report – February 28, 2022	Online
Staff Report.....	©A-B
FY23-28 Recommended CIP: Public Arts Trust (01/02/22)	©1-2
March 4, 2022 CE Memo to Council	Online
FY23-28 Amended CIP: Public Arts Trust (03/15/22)	Online

Alternative format requests for people with disabilities. If you need assistance accessing this report you may [submit alternative format requests](#) to the ADA Compliance Manager. The ADA Compliance Manager can also be reached at 240-777-6197 (TTY 240-777-6196) or at adacompliance@montgomerycountymd.gov

MEMORANDUM

February 24, 2022

TO: Education and Culture Committee

FROM: Carolyn Chen, Legislative Analyst *CJC*

SUBJECT: **FY23-28 Recommended Capital Improvements Program (CIP)
Public Arts Trust (P729658)**

PURPOSE: Worksession; Committee Recommendations

Expected Participants:

- Suzan Jenkins, Chief Executive Officer, Arts and Humanities Council of Montgomery County (AHCMC)
- Greg Ossont, Deputy Director, Department of General Services (DGS)
- Shantée Jackson, Fiscal and Policy Analyst, Office of Management and Budget (OMB)

SYNOPSIS: [FY23-28 Recommended CIP: Public Arts Trust](#)

- Recommended FY23-28 CIP for the Public Arts Trust includes annual funding of \$408,000 from current revenue, totaling \$2.448 million over the six-year period.
- Designated for the commissioning, purchase, maintenance, acceptance of gifts and de-accessioning of art displayed in County Government, Public Schools, Montgomery College, and the Maryland-National Capital Park and Planning Commission.
- Acts as a fiscal mechanism to incorporate art into public facilities as guided by the total approved programmed capital expenditures for the current year and to sponsor privately funded displays of art on public property.

**Council staff recommendation: Approve as recommended by Executive.
Review forthcoming FY22 CIP amendment from OMB when transmitted to the Council.**

This packet contains:

© Page #

[FY23-28 Recommended Capital Improvements Program: Public Arts Trust](#).....©1-2

Summary Analysis: Public Arts Trust

Montgomery County contracts with AHCMC to administer the Public Arts Trust and the Trust is overseen by the AHCMC Chief Executive Officer.

With consistent funding of the Trust over a six-year period, AHCMC was able to hire a Public Arts Trust Manager and hire a consulting firm to begin the research phase for a Cultural Plan for Montgomery County that aligns with the Design, Art & Culture goals of Thrive Montgomery 2050.



Public Safety Officer's Memorial, 2012 (Gaithersburg)

The Public Arts Trust Steering Committee (PATSC) consists of 12 members and serves as an advisory board to the AHCMC Chief Executive Officer and Public Arts Trust Manager in implementing the public art program. The PATSC includes representatives from Montgomery County Public Schools, Montgomery College administration, M-NCPPC-Parks, M-NCPPC-Planning, Department of Recreation, Department of Transportation, Department of General Services and including at least one artist.

AHCMC staff and the PATSC provide guidance for the creation of public art in the County via two channels:

1. Commissioned as part of County capital projects is funded through the CIP and commissioned under the auspices of the Public Arts Trust and host agencies.
2. Public art in private development is funded by developers pursuing the Optional Method zoning process; reviewed by the Montgomery County Planning Board, with guidance from an Art Review Panel that it appoints as well as M-NCPPC staff.



Meet Me at the Triangles, 2020 (Wheaton)

Trends to monitor over the six-year period to guide the priorities of AHCMC staff and the PATSC as strategic planning for the County's Cultural Plan begins:

- *COVID-19 and Social Distancing: Impact of Arts and Other Activities*¹. Ongoing study tracking 80,000 adults in the United Kingdom and United States to gauge the pandemic's impact on mental health.
- *Health Policy: Arts by Prescription*². In the United Kingdom, medical professionals 'socially prescribe' patients to partake in a series of creative arts experiences as a means of improving health and well-being.
- *Rise of Public Art in Private Development*³. Real estate developers are commissioning installations of contemporary art in order to attract buyers that align with the highest cultural value, monetary costs, and appreciation these high-quality art works hold.

¹ University of Florida, College of the Arts, Center for Arts in Medicine. *Enforced social isolation and mental health: an observational study of the psychosocial effects of quarantine during Covid-19*. Updated April 8, 2020.

² Bungay, Hilary; Clift, Stephen. *Arts on prescription: a review of practice in the U.K.*, *Perspect Public Health*. 2010 Nov;130(6):277-81.

³ Irving, Paula. *The Rise of Public Art in Private Development*, *Spark Blog*. Sept. 11, 2019.



Public Arts Trust

(P729658)

Category	Culture and Recreation	Date Last Modified	01/08/22
SubCategory	Recreation	Administering Agency	Recreation
Planning Area	Countywide	Status	Ongoing

EXPENDITURE SCHEDULE (\$000s)

Cost Elements	Total	Thru FY21	Est FY22	Total 6 Years	FY 23	FY 24	FY 25	FY 26	FY 27	FY 28	Beyond 6 Years
Planning, Design and Supervision	800	-	200	600	100	100	100	100	100	100	-
Other	3,496	1,548	100	1,848	308	308	308	308	308	308	-
TOTAL EXPENDITURES	4,296	1,548	300	2,448	408	408	408	408	408	408	-

FUNDING SCHEDULE (\$000s)

Funding Source	Total	Thru FY21	Est FY22	Total 6 Years	FY 23	FY 24	FY 25	FY 26	FY 27	FY 28	Beyond 6 Years
Current Revenue: General	4,296	1,548	300	2,448	408	408	408	408	408	408	-
TOTAL FUNDING SOURCES	4,296	1,548	300	2,448	408	408	408	408	408	408	-

APPROPRIATION AND EXPENDITURE DATA (\$000s)

Appropriation FY 23 Request	408	Year First Appropriation	FY96
Appropriation FY 24 Request	408	Last FY's Cost Estimate	3,480
Cumulative Appropriation	1,848		
Expenditure / Encumbrances	1,548		
Unencumbered Balance	300		

PROJECT DESCRIPTION

Effective April 12, 1995, the County Council enacted legislation providing for the creation of a Public Arts Trust. The purpose of this program is to incorporate art into public facilities and sponsor privately-funded temporary or permanent displays of art on public property. As written, the County Chief Administrative Officer (CAO) administers the trust in consultation with the Arts and Humanities Council of Montgomery County (AHCMC), Montgomery County Public Schools, Montgomery College, and the Maryland-National Capital Park and Planning Commission. The request for County funds for this project will be determined annually. The guidelines state that the annual request for the next fiscal year will be 0.05 percent of the total approved programmed capital expenditures for the current year Capital Improvements Program of the County Government, Public Schools, Montgomery College, and the Maryland-National Capital Park and Planning Commission. Each year, the County Council should consider appropriating this amount but may appropriate any amount.

COST CHANGE

Yearly cost increases added in FY27 and FY28.

PROJECT JUSTIFICATION

Bill 12-94, a revision to the Art in Public Architecture law, provides for the creation of a Public Arts Trust. The Public Arts Trust is administered by the County CAO.

FISCAL NOTE

FY 21 funding updated to reflect Resolution 19-592 that added an additional \$218,000 in appropriation to FY21. Due to fiscal constraints, FY21 was reduced by \$109,000 which is half of the approved FY21 Council supplemental increase. \$50,000 FY18 Special Appropriation approved by Council in July 2017. The Public Arts Trust is implemented through the Department of Recreation via an outside contract with the AHCMC.

DISCLOSURES

Expenditures will continue indefinitely.

COORDINATION

Arts and Humanities Council of Montgomery County, Montgomery County Public Schools, Montgomery College, Maryland-National Capital Park and Planning Commission, Department of General Services, County Executive, and Chief Administrative Officer.