

SUMMARY and FISCAL NOTE*

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** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to the AIDS Memorial Pathway project; authorizing the Director of the Seattle Office of Arts & Culture, on behalf of The City of Seattle, to accept a license agreement for the installation and maintenance of artworks that are part of The City of Seattle’s Municipal Art Collection on property owned by Central Puget Sound Regional Transit Authority, a regional transit authority of the State of Washington, and leaseholder MEPT Capitol Hill Station Joint Venture LLC, a Delaware limited liability company; and ratifying and confirming certain prior acts.

Summary and background of the Legislation: Former Seattle City Councilmember Tom Rasmussen, along with Leonard Garfield, executive director of the Museum of History & Industry, and Michele Hasson, community volunteer, convened a group of stakeholders in summer 2015, to explore how Seattle might develop a memorial for those who were part of the AIDS crisis. Seattle City Council provided startup funding to MOHAI in 2016 to identify sites for the memorial, engage with community leaders, identify design parameters and goals, and seat a Community Action Group. The group selected a site consisting of the northern edge of Cal Anderson Park, the adjacent public plaza at the Capitol Hill Link light rail transit-oriented development, and the connecting festival street block of East Denny Way. The site provides a deep cultural and historical connection, as Capitol Hill was the locus of King County’s AIDS epidemic.

The Seattle Office of Arts & Culture partnered with The AIDS Memorial Pathway (The AMP), to develop an Art Plan for the site in 2017. Artist Horatio Law was commissioned to create an Art Plan that articulated the opportunities for engagement, reflection and remembrance. Three art opportunities were identified, and artists were commissioned to design site-specific artworks.

The AMP has been fundraising for the project since 2016, with an intention that the final artworks will come into the City’s public art collection. The City has executed two artist contracts for fabrication and installation of artworks to be installed on the public plaza at the Capitol Hill Link light rail transit-orient development adjacent to the northern edge of Cal Anderson Park. The Public Artwork Installation License and Indemnity, dated August 19, 2020, granted by MEPT Capitol Hill Station Joint Venture LLC, a Delaware limited liability company, and Central Puget Sound Regional Transit Authority, a regional transit authority of the State of Washington (“Sound Transit”), to the City to install, maintain, and upkeep artwork in the City’s collection. The responsibility for artwork upkeep and maintenance shall be under the purview of the Seattle Office of Arts & Culture’s Public Art program. The license to install, maintain, and upkeep the artwork is placed under the jurisdiction of the Seattle Office of Arts and Culture.

Funding for artworks located on non-City property has been raised privately and transmitted via donation to The City of Seattle for the express use of fabrication and installation of the artworks, via Ordinance 126054. The artworks are anticipated to be installed in 2021.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes No

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?
No.

Is there financial cost or other impacts of *not* implementing the legislation?
Yes. Not implementing the legislation would result in the relocation of two artwork installations that were designed and fabricated specifically for the site.

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department?
No.
- b. Is a public hearing required for this legislation?
No
- c. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?
No
- d. Does this legislation affect a piece of property?
Yes, Sound Transit and MEPT Capitol Hill Station Joint Venture LLC, a Delaware limited liability company are granting an easement to the City to install and maintain two artwork installation on real property identified under King County Recording No. 20180620001431.
- e. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?

Yes. This project uplifts the voices of those affected by the AIDS crisis through the use of public art to: create a physical place for remembrance and reflection; utilize technology to share stories about the epidemic and the diverse community responses to the crisis; and provide a call to action to end HIV/AIDS stigma and discrimination.

a. Climate Change Implications

1. Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?

No

2. Resiliency: Will the action(s) proposed by this legislation increase or decrease Seattle's resiliency (or ability to adapt) to climate change in a material way? If so, explain. If it is likely to decrease resiliency in a material way, describe what will or could be done to mitigate the effects.

No

b. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).

N/A