

FILED FOR RECORD

2013 NOV 18 PM 12: 04

CLERK OF COUNTY
MONROE COUNTY, FLORIDA

RESOLUTION NO. 152-2013

A RESOLUTION BY THE MONROE COUNTY BOARD OF COUNTY COMMISSIONERS ESTABLISHING A GIFT POLICY FOR DONATION OR LOANS OF WORKS OF ART TO MONROE COUNTY

WHEREAS, the Board of County Commissioners recognizes the importance of the development, preservation, promotion and enjoyment of the arts; and

WHEREAS, Monroe County Ordinance No. 022-2001 established the Arts in Public Places Committee as an advisory committee to the County Commission; and

WHEREAS, the Board of County Commissioners acknowledges that in is the public interest for the county to have a policy for the review, acceptance and placement of gifts of works of art or loans of art to Monroe County;

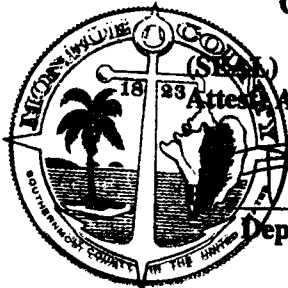
WHEREAS, at present there is no applicable policy in place for the donation of pieces of art or for the loan of pieces of art to the county; and

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, THAT:

1. The County hereby approves the Policy for Gift or Loan of Public Art to Monroe County, as attached hereto and made a part hereof as Exhibit "A".
2. The policy applies when unsolicited gifts of works of art or unsolicited temporary loans of works of art are offered to the County.
3. The purpose of the policy is to assign the review of proposed works of art to a single committee, the Arts in Public Places Committee and to provide a structured method for evaluation by that committee.
4. The policy will serve to evaluate unsolicited works of art rather than have individual proposers bring every work of art directly to the Board of County Commissioners for approval. The Art in Public Places Committee will apply the policy to determine whether to recommend a particular work of art to the Board of County Commissioners for approval.

PASSED AND ADOPTED by the Board of County Commissioner of Monroe County Florida, at the regular meeting of said Board held on the 15th day May, 2013.

Mayor George Neugent	<u>Yes</u>
Mayor Pro Tem Heather Carruthers	<u>Yes</u>
Commissioner Danny L. Kolhage	<u>Yes</u>
Commissioner David Rice	<u>Yes</u>
Commissioner Sylvia Murphy	<u>Yes</u>



Attest: **AMY HEAVILIN, Clerk**

[Signature]
Deputy Clerk

**BOARD OF COUNTY COMMISSIONERS
MONROE COUNTY, FLORIDA**

By *George L. Neugent*
Mayor/Chairperson

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:
[Signature]
NATILEENE W. CASSEL
ASSISTANT COUNTY ATTORNEY
Date 5-2-2013

POLICY FOR GIFT OR LOAN OF PUBLIC ART TO MONROE COUNTY

This policy is intended to parallel the procedures in place for commission of Works of Art under the Monroe County Ordinance #022-2001 and the program for rotating art in public buildings. This policy applies to all unsolicited offers of donation of artworks except those commissioned by the Art in Public Places (AIPP) Program governed by Monroe County Ordinance 022-2001 regardless of the source of the artwork or funding for the donated artwork or artwork loaned under the County's rotating art in public buildings program. Unsolicited gifts to Monroe County can be an important part of the County's art collection. Proposed gifts of public art shall undergo a review process to ensure that acceptance of such gifts takes place in a fair and uniform manner. Potential gifts to the County are evaluated as carefully as works that are purchased or commissioned and undergo a careful review process that evaluates the gift on acceptance criteria according to the purposes, guidelines, goals and selection process that guides the Art in Public Places Program as a whole.

The County will not accept monetary gifts.

Procedures for Gifts:

For each proposed gift of public art a written proposal or letter of intent must be submitted to the County Administrator. The proposal must include specifications of the proposed gift, including: artist, title, dimensions, materials, date, and proposed location (if appropriate). The Administrator will refer the proposal to the Art in Public Places (AIPP) Committee through the Arts Council staff for review. The AIPP Committee will recommend disposition of the offer to the Board of County Commissioners whose decision is final.

Conflicts of Interest:

Gifts will be accepted by Monroe County as a political subdivision of the State of Florida. No individual within the County is able to accept gifts. Consideration is given to the context in which the gift is offered in order to ensure that the gift is not being given to influence or reward Monroe County or members, employees or elected officials of the County.

Principles on Which Decisions to Accept Memorial or Plaques will be Evaluated:

Memorials can be achieved through gifts of artwork. Monetary donations will not be accepted. Memorial gifts will be judged on the following criteria to determine appropriateness:

- The memorial represents broad community values and has timeless qualities that are meaningful to future generations.
- The location under consideration is an appropriate setting for such a memorial; in general, there should be some specific geographic justification for the memorial being located in a specific site.

Donors of memorials are asked to consider the primary uses of the public space or facility in their request for a suitable location for the memorial. While the County acknowledges that appropriate memorials enrich visitor experiences, public open space is a very precious commodity, and monuments, memorials and plaques will be carefully reviewed to balance these two public benefits to protect the greater good. It is recognized that a particular location may reach a saturation point for memorials, and therefore the Art in Public Places Committee may consider limitations or a moratorium of future memorial installations at that particular location or area.

Art in Public Places Committee Review of Potential Gifts:

The Art in Public Places Committee will review potential gifts and recommend acceptance or rejection to the Board of County Commissioners. A recommendation to accept a gift of public art will be delineated in an acceptance agreement between the County and the donor. This agreement will describe the terms and conditions under which the art is to be accepted, including responsibilities for fabrication, installation, site preparation, insurance, ongoing maintenance, conservation, etc. In cases where a donor has specified a site for the proposed artwork, the artwork must have the endorsement and approval for installation from the County division/department that oversees the site and the director of the site's primary resident organization(s). Specific plans for site design, installation, and maintenance will be submitted for all necessary approvals. Costs for engineering, inspections, and approvals shall be borne by the donor. The artwork may not deviate from the proposal approved by the Art in Public Places Committee unless the Committee approves such change in writing. Works of art accepted on the basis of maquettes or drawings will be subject to a review process, including inspection by appropriate County officials during fabrication and installation.

Criteria for Acceptance of Proposed Gifts or Loans of Art:

The review process will ensure that:

- Artworks must be one-of-a-kind or part of an original series. Reproductions of originals are not considered eligible for acceptance. Under certain circumstances the Art in Public Places Committee may waive this requirement.
- Gifts must maintain high artistic standards for artworks in the County's public art collection and are appropriate in relationship or historical relevance to the County.
- The site available is appropriate to the artwork's content, scale, and material. Factors to be considered in selecting an appropriate site include relationship to architectural and natural features, visibility and public access, traffic patterns, future development plans for area, if known, and public use patterns of the site.
- Restrictions from the donor, if any, are clearly identified and acceptable to the County as determined by AIPP;
- Community groups who generate artwork proposals must show that the surrounding community has been involved and consulted in the process;
- Costs of installation and maintenance and repair over the expected life of the artwork are defined.

Appeal Policy:

All donors or artists, who believe that the AIPP Committee's consideration of their proposal of a gift was procedurally unfair, unreasonable or inadequate, may appeal the committee's recommendation of rejection of the proposed gift. No appeals will be entertained on the grounds of the Committee's aesthetic evaluation of an existing or proposed artwork.

Appeal Procedure:

Before pursuing a formal appeal, the donors and/or artist should seek an informal resolution by way of the following procedure:

- The donor and/or artist will first re-examine the Acceptance Guidelines; and
- The donor and/or artist will then informally review the Committee procedure with the Director, Florida Keys Arts Council within three weeks of the date of written notification of the original decision on the proposed artwork.

Should no resolution be reached, the donor and/or artist may submit a formal appeal by way of a written request to the Art in Public Places Committee specifying the date on which an informal review of the

original panel decision was completed, and the factual bases on which the donor claims that the procedures utilized by the panel in reaching its decision were unfair, unreasonable or inadequate.

The Executive Director, of the Florida Keys Council of the Arts will provide the donor, artist and each member of the Committee notice, in writing, with at least fourteen days advance notice of the date, time and place of the appeal in order to enable each of the aforementioned individuals to file written submissions for consideration and to arrange to appear in order to give a verbal presentation, if desired. In addition, the Art in Public Places Committee will invite any individual whom it believes may contribute to the adjudication of the appeal, to appear before it. The deliberations of the Art in Public Places Committee will be open and available to the public.

Donor Responsibilities and Associated Costs:

For gifts of art to the County the donor is responsible for all costs associated with fabrication and installation of the artwork or memorial. The donor will also be responsible for engineering specifications, design and cost of pedestal (or other support / base), identification plaque, special lighting, electrical and water hookups, structural support meeting all building codes, and landscaping of site. The donor is responsible for acquiring all City, County, State or Federal permits necessary for the installation of the work, and for paying all costs associated with such permits.

Maintenance:

The donor shall create, with the assistance of a professional conservator, a maintenance plan for care of the proposed gift and shall include this plan with its proposal. Exorbitant maintenance costs may be grounds for rejection of a gift. Once the donation has become part of the permanent collection the County shall be responsible for the inventory, operational expenses and maintenance requirements, in the sole discretion of the County.

Acceptance of Gifts of Public Art

Once recommended by the Art in Public Places Committee and accepted by the Board of County Commissioners, gifts of works of art will be deemed part of the permanent collection of Monroe County once the donor has supplied the County with the following:

- Written certification of the installation of the artwork;
- A written bill of sale conveying title of the work to the County;
- Written instructions for the care, maintenance, preservation and handling of the artwork prepared with the assistance of a professional art conservator;
- A sworn statement of no liens, claims or other encumbrances associated with the artwork;
- A written assignment of any and all warranties for materials used or labor performed by subcontractors or other persons;
- A written assignment conveying all rights, including copyrights and waiver of all rights under the Visual Artist's Rights Act of 1990 and its amendments (Section 106A of the United States Copyright Act; Pub. L. No. 101-650).

Acceptance of Loans of Public Art

Once recommended by the Art in Public Places Committee and accepted by the Board of County Commissioners, loans of works of art will be deemed exhibited on temporary basis only after the donor has supplied the County with the following:

- A fully executed Agreement for Display of Artwork between the lender and the County;
- All insurance as required by the County Risk Management Department;
- A written plan for the transportation, installation and removal of the artwork as per the Agreement for Display of Artwork;

- Written instructions for the care, maintenance, preservation and handling of the artwork during the period of display on County property.

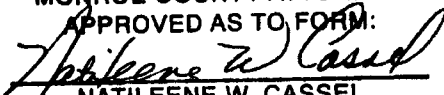
Title and Ownership:

Permanent gifts of artwork to the County will become the property of the County once an *Agreement for Acceptance of a Donation of a Work of Art* has been fully executed and the Donor has delivered the Bill of Sale. At such time, all rights of title and ownership will be conveyed to the County and all future decisions regarding the use and continued ownership of the artwork will be under the sole discretion of the County. As owner of the work, the County may exercise any and all legal rights of ownership including, but not limited to, sale, relocation or removal of the artwork.

Removal, Relocation or Deaccession of an Artwork:

Artworks gifted to the County may be relocated, removed or deaccessioned from the County's public art collection if the artwork becomes a hazard or liability, or if the approved terms of acceptance are not fulfilled or for any other reason as determined by the Art in Public Places Committee or Board of County Commissioners at their sole discretion.

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:



NATILEENE W. CASSEL
ASSISTANT COUNTY ATTORNEY

Date 5-7-2013

ORDINANCE NO 022 - 2001

AN ORDINANCE CREATING SEC. 2-332(A), MONROE COUNTY CODE, PROVIDING FOR FUNDING OF ART IN NEW PUBLIC CONSTRUCTION AND MAJOR RENOVATIONS PROJECTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES INCONSISTENT HERewith; PROVIDING FOR INCORPORATION INTO THE MONROE COUNTY CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the County finds it in the best interest of its citizens to increase public access to art;

WHEREAS, the County desires to promote understanding and awareness of the visual arts and to enrich the public environment for residents and visitors; now, therefore

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA,

Section 1. Sec. 2-332(A) is hereby created to read as follows:

A. The Board of County Commissioners recognizes the extent of cultural resources available in the County for development, promotion, and enjoyment of the arts. It is the intent of the County Commission by enacting this ordinance to enrich culturally and benefit the citizens of this County through the establishment of art in public places.

1) One percent (1%) of the construction costs for County construction, except for any sewage treatment plant, shall be set aside for the acquisition, commission, installation and maintenance of works of art in said buildings. This appropriation shall apply only to new construction exceeding \$500,000 or renovations exceeding \$100,000 in cost.

a) Construction costs do not include architectural and engineering fees, asbestos abatement or other environmental preparation, site work, or contingency costs.

b) All construction costs to be used for determining the amount of the art-in-public-places appropriation shall be calculated as of the date the construction contract is executed.

c) Sewage treatment plants shall be exempt from mandatory appropriations for art in public places.

2) The art-in-public-places appropriations and gifts, grants and donations made to Monroe County for the purpose of acquiring and installing art in public places shall be separately accounted for and may be used only for the following purposes: to acquire, commission, install, or maintain art in public places.

Section 2. There is hereby established an Arts in Public Places Committee, which shall be an advisory body to the County Commission. The Arts in Public Places Committee shall be composed of five voting members and two non-voting members, and shall have the sole purpose of reviewing responses to

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DANNY L. KOLHAGE
CLERK
MONROE COUNTY, FLA.

Requests for Proposals for art to be acquired and installed in each public construction project subject to the Arts in Public Places set aside requirement.

Section 3. Each County Commissioner shall appoint one voting member whose term shall run concurrently with the term of the appointing commissioner and who shall live or work in the appointing commissioner's district. There shall be one voting member who is either a board member or staff of the Monroe Council for the Arts Corporation. Each remaining voting member must represent one or more of the following:

- a) working artist;
- b) art professional;
- c) landscape architect or interior designer;
- d) curator, or
- e) general public.

Section 4. The County Administrator shall appoint to the committee the two non-voting members on a project by project basis. The non-voting members shall be familiar with the project through their position or contract as the architect, the building/project supervisor, or a similar nexus to the project.

Section 5. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 6. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of said conflict.

Section 7. The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the County of Monroe, Florida, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

Section 8. This ordinance shall take effect immediately upon receipt of official notice from the Office of the Secretary of State of the State of Florida that this ordinance has been filed with said Office.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of said Board held on the 16th day of May, 2001.

Mayor George Neugent
 Commissioner Charles McCoy
 Commissioner Murray Nelson
 Commissioner Dixie Spehar
 Commissioner Nora Williams

yes
yes
yes
yes
yes



By: DANNY L. KOLHAGE, Clerk

By: Janet Hancock
 Deputy Clerk

BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA

By: George R. Neugent
 Mayor/Chairperson

jd@dartrmbldg

APPROVED AS TO FORM AND LEGAL SUFFICIENCY.
Suzanne A. Hutton
 SUZANNE A. HUTTON
 4/20/01

FLORIDA KEYS
KEYNOTER

Published Twice Weekly
Marathon, Monroe County, Florida

PROOF OF PUBLICATION

STATE OF FLORIDA
COUNTY OF MONROE

Before the undersigned authority personally appeared **WAYNE MARKHAM** who on oath, says that he is **PUBLISHER** of the **FLORIDA KEYS KEYNOTER**, a twice weekly newspaper published in Marathon, in Monroe County, Florida; that the attached copy of advertisement was published in said newspaper in the issues of: (date(s) of publication)

April 28, May 5,
2001

Affiant further says that the said **FLORIDA KEYS KEYNOTER** is a newspaper published at Marathon, in said Monroe County, Florida, and that the said newspaper has heretofore been continuously published in said Monroe County, Florida, twice each week (on Wednesday and Saturday) and has been entered as a second class mail matter at the post office in Marathon, in Monroe County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement. The affiant further says that he has neither paid nor promised any person, firm, or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper(s) and that The Florida Keys Keynoter is in full compliance with Chapter 50 of the Florida State Statutes on Legal and Official Advertisements.

Wayne Markham
Sworn to and subscribed before me
this 7 Day of May, 2001
(SEAL)

Beverly Tragger
Notary

no. 7387800

NOTICE OF INTENTION TO CONSIDER ADOPTION OF COUNTY ORDINANCE

NOTICE IS HEREBY GIVEN TO WHOM IT MAY CONCERN that on Wednesday, May 16, 2001 at 5:00 PM at the Key Largo Library, Tradewinds Shopping Center, Key Largo, Monroe County, Florida, the Board of County Commissioners of Monroe County, Florida, intends to consider the adoption of the following County ordinance:

AN ORDINANCE CREATING SEC. 2-2801 MONROE COUNTY CODE OF ORDINANCES

Continued on the back of this page

FOR FUNDING OF ART IN NEW PUBLIC CONSTRUCTION AND MAJOR RENOVATIONS PROJECTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES INCONSISTENT HERewith; PROVIDING FOR INCORPORATION INTO THE MONROE COUNTY CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

Pursuant to Section 286.0108, Florida Statutes, notice is given that if a person decided to appeal any decision made by the Board with respect to any matter considered at such hearings or meetings, he will read a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record included the testimony and evidence upon which the appeal is to be based.

Copies of the above-referenced ordinance are available for review at the various public libraries in Monroe County, Florida.

Dated at Key West, Florida, this 20th day of April, 2001.

DANNY L. KOLHAGE
Clerk of the Circuit Court and ex officio Clerk of the Board of County Commissioners of Monroe County, Florida

Published April 28, May 5, 2001.
Florida Keys Keynoter

Ordinance 022

FILED FOR RECORD
01 MAY 17 PM 3:31
DANNY L. KOLHAGE
CLK. CIR. C.
MONROE COUNTY, FLA.

BEVERLY TRAGGER
My Comm. Exp. 9/13/2003
No. CC 870842
By Personally Known [] Other I.D.

KEY WEST THE CITIZEN

3420 Northside Drive Key West Fl. 33040 Office 305-294-6641 Fax 305-294-0768

Published Daily
Key West, Monroe County, Florida 33040

STATE OF FLORIDA COUNTY OF MONROE

Before the undersigned authority personally appeared Randy G. Erickson, who on oath says that he is director of the Advertising Department of the Key West Citizen, a daily newspaper published in Key West, in Monroe County, Florida; that the attached copy of advertisement, being a legal notice in the matter of

Art In New Public Construction

In the _____ Court, was published in said newspaper in the issues of
April 27 & May 4, 2001

Affiant further says that the Key West Citizen is a newspaper published in Key West, in said Monroe County, Florida and that the said newspaper has heretofore been continuously published in said Monroe County, Florida each day (except Saturdays) and has been entered as second-class mail matter at the post office in Key West, in said Monroe County, Florida, for a period of 1 year next preceeding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

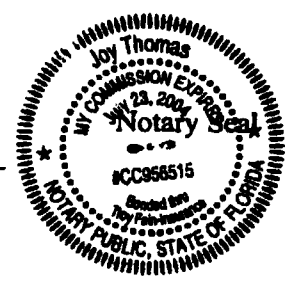
Randy G. Erickson
Signature of Affiant

Sworn and subscribed before me this 9 day of May, 2001

Joy Thomas
Signature of Notary Public

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MAY 21 PM 3:45
ANNY L. KOLHAUSE
CLK. CIR. C. FLA.
MONROE COUNTY, FLA.

Expires: July 23, 2004
Personally Known x Produced Identification _____
Type of Identification Produced _____



**NOTICE OF INTENTION TO
CONSIDER ADOPTION OF
COUNTY ORDINANCE**

NOTICE IS HEREBY GIVEN TO WHOM IT MAY CONCERN that on Wednesday, May 18, 2001, at 3:30 PM at the Key Largo Library, Tradewinds Shopping Center, Key Largo, Monroe County, Florida; the Board of County Commissioners of Monroe County, Florida, intends to consider the adoption of the following County ordinance:

AN ORDINANCE CREATING SEC. 2-332(A), MONROE COUNTY CODE, PROVIDING FOR FUNDING OF ART IN NEW PUBLIC CONSTRUCTION AND MAJOR RENOVATIONS PROJECTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES INCONSISTENT HERewith; PROVIDING FOR INCORPORATION INTO THE MONROE COUNTY CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

Pursuant to Section 288.0105, Florida Statutes; notice is given that if a person decided to appeal any decision made by the Board with respect to any matter considered at such hearings or meetings, he will need a record of the proceedings; and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Copies of the above-referenced ordinance are available for review at the various public libraries in Monroe County, Florida.

Dated at Key West, Florida, this 20th day of April, 2001.

DANNY L. KOLHAGE, Clerk of the Circuit Court and ex-officio Clerk of the Board of County Commissioners of Monroe County, Florida.
April 27 & May 4, 2001

PROOF OF PUBLICATION

STATE OF FLORIDA
COUNTY OF MONROE

Before the undersigned authority personally appeared **JACKLYN HARDER** who on oath, says that she is **ASSOCIATE PUBLISHER** of **THE REPORTER**, a weekly newspaper entitled to publish legal advertising published at Tavernier, Monroe County, Florida: that the attached copy of advertisement, being **LEGAL NOTICE** in said newspaper in the issue of:

April 26th & May 3rd, 2001

Affiant further says that **THE REPORTER** is a newspaper published at Tavernier, in said Monroe County, Florida, and that the said newspaper has heretofore been continuously published in the said Monroe County, Florida, each week (on Thursday), and has been entered as second class mail matter at the Post Office in Tavernier, in said County of Monroe, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any firm, person, or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper and that The Reporter is in full compliance with Chapter 50 of the Florida State Statutes on Legal and Official Advertisements.

Jacklyn B. Harder
Sworn to and subscribed before me this 3rd day of May, 2001.

(SEAL)

Anna M Hines
My Commission CC715804
Expires March 31, 2002

Anna M. Hines
Notary

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01 JUN -7 PM 1:13
DANNY L. KOLHAGE
CLK. CIR. C. MONROE COUNTY, FLA.

No. 6834408

NOTICE OF INTENTION TO CONSIDER ADOPTION OF COUNTY ORDINANCE

NOTICE IS HEREBY GIVEN TO WHOM IT MAY CONCERN that on Wednesday, May 16, 2001, at 3:00 PM at the Key Largo Library, Trade Winds Shopping Center, Key Largo, Monroe County, Florida, the Board of County Commissioners of Monroe County, Florida, intends to consider the adoption of the following County ordinance:

AN ORDINANCE CREATING SEC. 2-332(A), Monroe County CODE, PROVIDING FOR FUNDING OF ART IN NEW PUBLIC CONSTRUCTION AND MAJOR RENOVATIONS PROJECTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES INCONSISTENT HEREWITH; PROVIDING FOR INCORPORATION INTO THE MONROE COUNTY CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

Pursuant to Section 209.0105, Florida Statutes, notice is given that if a person decides to appeal any decision made by the Board with respect to any matter considered at such hearings or meetings, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Copies of the above-referenced ordinance are available for review at the various public libraries in Monroe County, Florida.

Dated at Key West, Florida, this 20th day of April, 2001

DANNY L. KOLHAGE,
Clerk of the Circuit Court and ex officio Clerk of the Board of County Commissioners of Monroe County, Florida

Publish: 04/26/01 & 05/03/01
The Reporter
Tavernier, FL 33070

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only. For foreign mail, see PS Form 3811.)

Mrs. Liz Cloud (Ordinance 022-2001)

Postage: \$39.50
 Certified Fee: \$5.00
 Return Receipt Fee (Endorsement Required): \$3.00
 Restricted Delivery Fee (Endorsement Required): \$1.50
 Total Postage & Fees: \$59.00

Postmark Here: JUN 05 2001

Name (Please Print Clearly) (to be completed by mailer)
 Bureau of Administrative Code
 Street Apt. No. or PO Box No.: 401 S Monroe Street
 City, State ZIP+4: Tallahassee FL 32399-0250

7099 3400 0005 9118 7036

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only. For foreign mail, see PS Form 3811.)

Evelyn Jefferson (Ordinance 022-2001)

Postage: \$
 Certified Fee: \$
 Return Receipt Fee (Endorsement Required): \$
 Restricted Delivery Fee (Endorsement Required): \$
 Total Postage & Fees: \$

Postmark Here: JUN 05 2001

Name (Please Print Clearly) (to be completed by mailer)
 Municipal Code Corporation
 Street Apt. No. or PO Box No.: PO Box 2235
 City, State ZIP+4: Tallahassee FL 32316-2235

1. Article Addressed to:
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 - Print your name and address on the reverse so that we can return the card to you.
 - Attach this card to the back of the mailpiece, or on the front if space permits.

Mrs. Liz Cloud
 Bureau of Administrative Code
 The Elliott Building
 401 S Monroe Street
 Tallahassee FL 32399-0250
 (Ordinance No. 022-2001)

2. *AK*
 PS Form

1. Article Addressed to:
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 - Print your name and address on the reverse so that we can return the card to you.
 - Attach this card to the back of the mailpiece, or on the front if space permits.

Evelyn Jefferson
 Municipal Code Corporation
 PO Box 2235
 Tallahassee FL 32316-2235
 (Ordinance No. 022-2001)

2. Article Number (Copy from service label)
 7099 3400 0005 9118 7036
 PS Form 3811, July 1999

A. Received by (Please Print Clearly) B. Date of Delivery
 GRACIE PENTON
 DEPARTMENT OF STATE
 X Addressed

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail G.O.D.
 4. Restricted Delivery? (Extra Fee) Yes

A. Received by (Please Print Clearly) B. Date of Delivery
 Shirley Davis 04/05/01
 C. Signature *Shirley Davis* D. Address Addressed

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail G.O.D.
 4. Restricted Delivery? (Extra Fee) Yes



**CLERK OF THE CIRCUIT COURT
MONROE COUNTY**

BRANCH OFFICE
MARATHON SUB COURTHOUSE
3117 OVERSEAS HIGHWAY
MARATHON, FLORIDA 33050
TEL. (305) 289-6027
FAX (305) 289-1745

MONROE COUNTY COURTHOUSE
500 WHITEHEAD STREET
KEY WEST, FLORIDA 33040
TEL. (305) 292-3550
FAX (305) 295-3663

BRANCH OFFICE
PLANTATION KEY
GOVERNMENT CENTER
88820 OVERSEAS HIGHWAY
PLANTATION KEY, FLORIDA 33070
TEL. (305) 852-7145
FAX (305) 852-7146

May 31, 2001

Mrs. Liz Cloud, Chief
Bureau of Administrative Code & Laws
The Elliott Building
401 S Monroe Street
Tallahassee FL 32399-0250

Via Certified Mail 7099 3400 0005 9118 7005

Dear Mrs. Cloud,

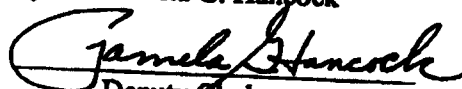
Enclosed please find certified copy of the following:

Ordinance No. 022-2001 creating Sec. 2-332(A), Monroe County Code, providing for funding of art in new public construction and major renovations projects; providing for severability; providing for the repeal of all Ordinances inconsistent herewith; providing for incorporation into the Monroe County Code of Ordinances; and providing an effective date.

This Ordinance was adopted by the Monroe County Board of County Commissioners at a Regular Meeting in formal session on May 16, 2001. Please file for record.

Danny L. Kolhage
Clerk to Circuit Court
and ex officio Clerk to the
Board of County Commissioners

by: Pamela G. Hancock


Deputy Clerk

May 31, 2001
Page 2

Ordinance 022-2001

Cc: Municipal Code *Via Certified Mail 7099 3400 0005 9118 7036*
County Administrator
County Attorney
Public Works
BOCC
File

DIVISIONS OF FLORIDA DEPARTMENT OF STATE
Office of the Secretary
Division of Administrative Services
Division of Corporations
Division of Cultural Affairs
Division of Elections
Division of Historical Resources
Division of Library and Information Services
Division of Licensing
MEMBER OF THE FLORIDA CABINET



HISTORIC PRESERVATION BOARDS
Historic Florida Keys Preservation Board
Historic Palm Beach County Preservation Board
Historic Pensacola Preservation Board
Historic St. Augustine Preservation Board
Historic Tallahassee Preservation Board
Historic Tampa/Hillsborough County
Preservation Board
RINGLING MUSEUM OF ART

FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State
DIVISION OF ELECTIONS

June 5, 2001

Honorable Danny L. Kolhage
Clerk of the Circuit Court
Monroe County
500 Whitehead Street
Key West, Florida 33040

Attention: Pam Hancock, Deputy Clerk

Dear Mr. Kolhage:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated May 31, 2001 and certified copy of Monroe County Ordinance No. 022-2001, which was filed in this office on June 4, 2001.

Sincerely,

A handwritten signature in cursive script that reads "Liz Cloud".

Liz Cloud, Chief
Bureau of Administrative Code

LC/mp

FILED FOR RECORD
01 JUN -7 PM 12:39
DANNY L. KOLHAGE
CLK. CIR. C.
MONROE COUNTY, FLA.

Municipal Code Corporation
info@mail.municode.com
PO Box 2235
Tallahassee, FL 32316-2235

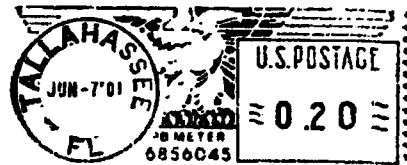
Supplement 72

06/06/2001

We have received the following material through
hard copy. Thank you for your assistance and
cooperation.

Ordinance No. 022-2001.

800-262-2635 fax 850-575-8852 EJJ
We can print Police and Sheriff's manuals.
Let us help you get your Manuals up-to-date.
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TO:
Ms. Pamela G. Hancock
Deputy Clerk
Monroe County
500 Whitehead Street
Key West, FL 33040

02

