

SANTA BARBARA CITY AGREEMENT NO 24,618  
SANTA BARBARA COUNTY AGREEMENT NO \_\_\_\_\_

**GRANT AGREEMENT BETWEEN THE COUNTY OF SANTA BARBARA  
AND THE CITY OF SANTA BARBARA**

**THIS AGREEMENT**, made and entered into on September 17, 2013, by and between the

**CITY OF SANTA BARBARA**, a  
municipal corporation, herein-  
after referred to as "City";

and

**COUNTY OF SANTA BARBARA**  
hereinafter referred to as  
"County",

WITNESSETH:

Whereas, COUNTY through its Arts Commission, hereinafter referred to as 'COMMISSION', coordinates, administers funds, and provides other assistance to arts programs throughout the County of Santa Barbara for the benefit of residents and visitors, and

Whereas, CITY maintains, administers, and assists various art and promotion programs in the City of Santa Barbara, including the Arts Advisory Committee, the Community Events and Festivals Committee, the Visual Art in Public Places program, Cultural District development, and the Art in Civic Culture grants program, and

Whereas, CITY wishes to obtain the services of COMMISSION in operating and supporting these arts programs and COMMISSION is willing and able to provide such services.

In consideration of the mutual promises set forth herein, and other consideration, the sufficiency and receipt of which are hereby acknowledged, it is hereby agreed as follows:

**1. TERM**

This Agreement commences on July 1, 2013 and shall terminate on June 30, 2014 unless sooner terminated as provided herein.

## 2. DUTIES

COMMISSION shall:

- (a) manage and administer a program for re-granting funds to CITY cultural organizations;
- (b) manage and administer a program for re-granting promotional funds to CITY cultural organizations;
- (c) administer and coordinate the activities of the City Arts Advisory Committee, the Visual Art in Public Places Committee, the Community Events and Festivals Committee, and manage the Organizational Development Grants, and the Community Arts Grants;
- (d) administer and coordinate the special projects of the City Arts Advisory Committee, including the Cultural Arts District;
- (e) organize and develop art exhibitions for the City Hall Gallery space; and
- (f) develop and manage the temporary art exhibitions for Jardin de las Granadas.

## 3. PAYMENT

Subject to the terms and conditions contained herein, CITY agrees to provide to COUNTY four hundred forty-seven thousand two hundred and sixty dollars (\$447,260) for the services under this Agreement. Funds will be deposited into the County Arts Commission Trust Fund #1001, Department #052, Account #5970. These funds shall be paid in the following manner:

- (a) One hundred eighty seven thousand three hundred twelve dollars (\$187,312) for the Organizational Development and the Community Arts re-granting program upon submission of invoice by COUNTY following the execution of this Agreement for purposes described in *Organizational Development and Community Arts Re-Granting* attached hereto and incorporated into the Agreement by reference as Exhibit "A".
- (b) One hundred thousand dollars (\$100,000) for the Community Events & Festivals re-granting program upon submission of invoice by COUNTY following the execution of this Agreement for purposes described in *Community Events And Festivals Re-Granting* attached hereto and incorporated into the Agreement by reference as Exhibit "B".
- (c) One hundred thirty-six thousand forty-seven dollars (\$136,047) for the coordination and administration of CITY Arts Programs designated in Exhibits "A" and "B". Quarterly payments will be made in advance each quarter and shall be paid upon submission of invoice by COUNTY for purposes described in *Santa Barbara County Arts Commission Purchase of Administrative Services Agreement* attached hereto and incorporated into the Agreement by reference as Exhibit "C" as follows:

July 1, 2013 (or following this Agreement)	\$34,011.75
October 1, 2013	\$34,011.75
January 1, 2014	\$34,011.75
April 1, 2014	\$34,011.75
TOTAL	\$136,047.00

- (d) Twenty-three thousand nine hundred one dollars (\$23,901) for special Cultural District projects of the City Arts Advisory Committee following COUNTY invoice upon contracting for projects listed in *City Arts Advisory Committee Special Projects Budget* attached hereto and incorporated into the Agreement by reference as Exhibit "D", or as otherwise approved by Council.

In the event COUNTY desires to use funds under this Agreement for purposes other than those provided therein, COUNTY shall obtain advance written consent of the CITY Administrator. If COUNTY uses such funds other than as provided herein and without prior written consent of the CITY, CITY shall have the right to terminate this Agreement and to require COUNTY to return all funds improperly disbursed.

#### 4. INDEMNIFICATION

COUNTY shall defend, indemnify, and save harmless the CITY from all claims, demands, damages, costs, expenses, judgments, or liability resulting solely from any negligent act or omission of the COUNTY, its officers, employees, or agents arising out of this Agreement. CITY shall defend, indemnify, and save harmless the COUNTY from all claims, demands, damages, costs, expenses, judgments, or liability resulting solely from any negligent act or omission of the CITY, its officers, elected and appointed officials, employees, or agents arising out of this Agreement.

#### 5. NOTICES SHALL BE SENT TO THE PARTIES AS FOLLOWS:

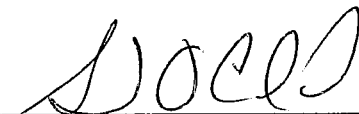
To COUNTY: Ginny Brush, Executive Director  
Santa Barbara County Arts Commission  
P.O. Box 2369  
Santa Barbara, CA 93120

To CITY: Paul Casey, Assistant City Administrator  
Community Development Department  
P.O. Box 1990  
Santa Barbara, CA 93102-1990

#### 6. ASSIGNMENT

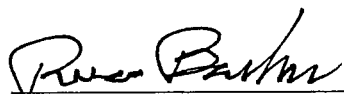
COUNTY shall not assign this Agreement or any part hereto without prior written consent of the CITY.

IN WITNESS THEREOF, the parties hereto have caused this Agreement to be executed on the day and year written below.

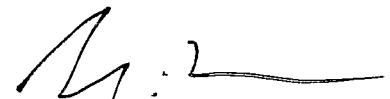
By:   
SALUD CARBAJAL  
Chair, Board of Supervisors

ATTEST:

CHANDRA L. WALLAR  
CLERK OF THE BOARD

By:   
Deputy Clerk

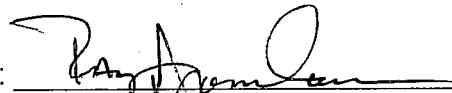
APPROVED AS TO FORM:  
DENNIS A. MARSHALL  
COUNTY COUNSEL

By:   
Michael A. Munoz  
Senior Deputy County Counsel

APPROVED AS TO ACCOUNTING FORM:  
ROBERT W. GEIS, CPA  
AUDITOR-CONTROLLER

By:   
Assistant Auditor-Controller  
Theo Fallati

APPROVED AS TO FORM:  
RAY AROMATORIO, ARM, AIC  
RISK MANAGEMENT

By:   
Risk Manager

RECOMMENDED FOR APPROVAL:

BY:   
DEPARTMENT HEAD

By:   
Ginny Brush, Executive Director  
Santa Barbara County Arts Commission

ATTEST:

By: 

Gwendolynn Peirce  
City Clerk Services Manager

CITY OF SANTA BARBARA

By: 

James L. Armstrong  
City Administrator

APPROVED AS TO FORM:

By: 

for Stephen P. Wiley  
City Attorney

APPROVED AS TO CONTENT:

By: 

Paul Casey  
Assistant City Administrator

## **EXHIBIT A**

### **ORGANIZATIONAL DEVELOPMENT AND COMMUNITY ARTS RE-GRANTING**

The Organizational Development Program grants public funding to local arts organizations for arts programs. The applicants to this program are representative of a diverse cross-section of arts organizations, including multicultural and neighborhood arts programs. The focus of the Organizational Development Program is to provide funds to assist arts organizations to increase audiences and earned income.

Organizational Development grants will support operational, marketing and promotional expenses for organizations. Organizations must indicate the impact these funds will have upon their audience development and earned income. Organizational Development grants will support programs that address increases in audience through direct programmatic partnerships or new marketing strategies.

The City of Santa Barbara's allocation for the Organizational Development Program is \$141,763 for Fiscal Year 2013- 2014.

The Community Arts Program funds community arts groups that provide small-scale projects, programs for children and youth, and grants to leverage other funding for arts programs. Often, projects supported by Community Arts grants occur one time only and are not offered on an ongoing basis. The objective of the Community Arts grants is to ensure accessibility to the arts for all members of the community. All grants are made for projects within the City of Santa Barbara.

The City of Santa Barbara allocation for the Community Arts Grant is \$45,549 for Fiscal Year 2013 - 2014.

#### **FY 2013 - 2014**

##### **ORGANIZATIONAL DEVELOPMENT GRANTS**

TOTAL REVENUE:	\$141,763
TOTAL EXPENDITURES:	\$141,763

##### **COMMUNITY ARTS GRANTS**

TOTAL REVENUE:	\$ 45,549
TOTAL EXPENDITURES:	\$ 45,549

## **EXHIBIT B**

### **COMMUNITY EVENTS AND FESTIVALS RE-GRANTING**

The City of Santa Barbara Community Events & Festivals Program grants funds to local organizations for promotional development. The applicants to this program have demonstrated the ability to provide events which contribute to the cultural enrichment and promotion of the City of Santa Barbara and are consistent with the City's image.

The City of Santa Barbara's allocation to the Community Events & Festivals Program is \$100,000 for Fiscal Year 2013 - 2014.

#### **FY 2013 - 2014**

##### **COMMUNITY EVENTS & FESTIVALS**

TOTAL REVENUE:	\$100,000
TOTAL EXPENDITURES:	\$100,000

## EXHIBIT C

### SANTA BARBARA COUNTY ARTS COMMISSION PURCHASE OF ADMINISTRATIVE SERVICES AGREEMENT

The Santa Barbara County Arts Commission staff will provide administrative staff support to the Santa Barbara Arts Advisory Committee, the City Visual Art in Public Places Committee (project review), and the Community Events & Festivals Committee. In addition, the County Arts Commission staff will also administer other programs of the City Arts Advisory Committee, including the Organizational Development and Community Arts grants programs and overseeing the City Hall Gallery space and organizing public exhibitions.

#### FY 2013 - 2014

TOTAL REVENUE: \$136,047

#### EXPENDITURES:

##### SALARIES:

Executive Director	\$ 49,790
Visual Art in Public Places Coordinator	\$ 51,360
Departmental Analyst	\$ 34,897

TOTAL EXPENDITURES: \$136,047



## **EXHIBIT C (cont)**

### **EXECUTIVE DIRECTOR**

Develop agendas, reports, evaluations, research, and staff the City Arts Advisory Committee, the Community Arts Program, the Organizational Development Program, the Community Events & Festivals Committee, and sub-committees. Coordinate and prepare agendas, budgets, invoices, reports, and provide technical assistance for the City programs and special projects, including the Organizational Development Program, Community Events & Festivals Program, Cultural Arts District development and promotion, and arts facility projects. Provide information to City Council, City Staff, and City organizations including Downtown Organization and Conference and Visitor's Bureau on arts issues, preparation of grants, including private foundation grants, California Arts Council, National Endowment for the Arts, and other public and private sources to secure local matching funds for program development and arts education and outreach programs. Assist staff in implementation of public art projects.

TOTAL	\$49,790
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### **VISUAL ART IN PUBLIC PLACES COORDINATOR**

Staff the Visual Art in Public Places Committee, coordinate the State Street Public Art Program, and develop education and public relations for City supported arts promotion programs; coordinate with City Planning staff for Visual Art in Public Places (VAPP) review of private public art elements; and represent VAPP Committee at the Historic Landmarks Committee and Architectural Board of Review. Coordinate arts organization programming efforts and provide technical assistance to artists. Organize, curate and develop exhibitions for the City Hall Gallery, Jardin de las Granadas and oversee the City's art collection.

TOTAL	\$51,360
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### **DEPARTMENTAL ANALYST**

Provide contract preparation, administration, invoicing, and fiscal services to City Arts Programs and Festival & Events Promotional Programs as well as Staff to the Arts Advisory Committee and to special projects. Provide office management and clerical supervision. Provide staff support for the Events & Festivals, and Art in Civic Culture grant programs. Provide technical assistance as necessary. Provide clerical assistance to Staff and to the agency in the areas of grant programs, committees, and Cultural District programs.

TOTAL	\$34,897
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PURCHASE OF SERVICES	\$136,047
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TOTAL ADMINISTRATION	\$136,047
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## EXHIBIT D

### CITY ARTS ADVISORY COMMITTEE SPECIAL PROJECTS BUDGET

The City of Santa Barbara's allocation to Commission is \$23,901 for Special Projects (see breakdown below). These funds are used to implement the development and promotion of the Cultural Arts District; restoration of the Courthouse Mural; and miscellaneous projects such as Annual Arts Symposium, Poet Laureate Honorarium, exhibitions at City Hall Gallery and Jardin de las Granadas. Cultural District funds are matched with the Downtown Organization efforts to produce and market cultural promotions during the budget year.

**FY 2013 – 2014**

#### SPECIAL PROJECTS BUDGET

TOTAL REVENUE	\$23,901.00
TOTAL EXPENDITURES	
SPECIAL PROJECT FUNDING	\$23,901.00
Cultural District Touring	\$ 2,000.00
Cultural District Programs	\$ 5,901.00
Restoration funds for Courthouse Mural	\$10,000.00
Miscellaneous Projects:	\$ 6,000.00