

AGENDA DATE: March 21, 2019
COUNCIL DISTRICT(S): N/A
SERVICE: Arts and Culture Advisory Commission
STAFF CONTACT: Cliff Gillespie, 214-670-3996

SUBJECT

Approval of minutes of the February 21, 2019 Arts and Culture Advisory Commission meeting

BACKGROUND

This action is to approve the minutes of the February 21, 2019 Arts and Culture Advisory Commission meeting.

PRIOR ACTION/REVIEW

This item has no prior action.

FISCAL INFORMATION

This item has cost consideration to the City.



**ARTS AND CULTURE ADVISORY COMMISSION
MEETING MINUTES**

Thursday, February 21, 2019
4:30 p.m.
Dallas City Hall, Park Board Room
1500 Marilla Street, 6FN
Dallas, Texas 75201

PRESENT: [16]

John P Batiste (Chair), Phillip E Collins (Vice Chair), Meghann Bridgeman, Linda Blase, Ella Goode Johnson, Albert Gonzalez, Ilknur Ozgur, Jesse Smith, James White, Jayne Suhler, Jo Trizila, Leland Burk, Daphna Yoffe, Grady McGahan, Jesse Hornbuckle, Cannon Flowers

ABSENT: [0]

CITY STAFF PRESENT:

Jennifer Scripps, David Fisher, Glenn Ayars, Nikki Christmas, Russell Dyer, Benjamin Espino, Anne Marie Gan, Clifton Gillespie, Rhonda Ivery, Kay Kallos, Rhiannon Martin

I. Call To Order

A quorum of the commission being present, the Chair called the meeting to order at 4:30 p.m.

II. Public Speakers

The commission provides “open microphone” opportunities for the following individuals to comment on matters that were not scheduled on the commission voting agenda or to present concerns or address issues that were not matters for consideration listed on the posted meeting agenda:

SPEAKER: Augustine Jalomo

SUBJECT: Dallas Area Culture Advisory Commission – new program

**ARTS AND CULTURE ADVISORY COMMISSION
MEETING MINUTES – FEBRUARY 21, 2019**

SPEAKER: David Lozano
SUBJECT: LCC Policy

SPEAKER: Sara Cardona
SUBJECT: Cultural Facility Policies

SPEAKER: Jan C Gartenberg
SUBJECT: Cara Mia Theater

SPEAKER: Ann Abernathy
SUBJECT: DTC Master Plan

III. Voting Agenda Items

1. Approval of minutes of the January 17, 2019, Arts and Culture Advisory Commission meeting [APPROVED]

Mr. Burk moved to adopt the item. Motion seconded by Ms. Johnson and unanimously adopted.

2. Recommendation in support of an artist design by Terry Hays for the Downtown Dallas Parking Meters Project (Council Districts 2 and 4) [APPROVED]

Mr. White moved to adopt the item. Motion seconded by Mr. Flowers and adopted on a divided vote (15-1).

3. A resolution making appointments to the Public Art Committee for an interim term not to exceed six months (attached as Exhibit A) [APPROVED]

Following discussion, Mr. McGahan moved to adopt the item. Motion seconded by Ms. Bridgeman and unanimously adopted.

4. Recommendation in support of the Cultural Organizations Program (COP) FY 2019-20 Guidelines [APPROVED]

Ms. Johnson moved to adopt the item. Motion seconded by Ms. Suhler and unanimously adopted.

IV. Briefings

- A. Dallas Theater Center Update and Proposed Kalita Humphreys Theater Lease Extension

**ARTS AND CULTURE ADVISORY COMMISSION
MEETING MINUTES – FEBRUARY 21, 2019**

Kevin Moriarty, Tiffany Solano DeSena, Morgana Wilborn, and Jennifer Altabef briefed the Commission on Dallas Theater Center activities and the organization's interest in an extension of the lease on the Kalita Humphreys Theater. Jennifer Scripps briefed the Commission on the staff recommendation related to the Kalita Humphreys Theater lease.

B. Latino Cultural Center Phase 2 Update

Benjamin Espino briefed the Commission on Latino Cultural Center utilization and the Latino Cultural Center Phase 2.

C. Amendment to the Morton H. Meyerson Symphony Center Use Agreement

Jennifer Scripps briefed the Commission on the proposed Fifth Amendment to the Morton H. Meyerson Symphony Center Use Agreement.

D. Arts Month Initiatives

Jennifer Scripps briefed the Commission on Arts Month Initiatives.

E. Budget Timeline

Jennifer Scripps briefed the Commission on the Budget Timeline.

F. Confederate Monuments Update

Jennifer Scripps briefed the Commission on the Confederate Monuments.

G. Public Art Bond Fund Process

Mr. Batiste asked that the briefing on the Public Art Bond Fund Process be presented at the next regular meeting in March.

V. Adjournment

After all business properly brought before the commission had been considered, the commission adjourned at 7:01 p.m.

John Paul Batiste, Chair

**ARTS AND CULTURE ADVISORY COMMISSION
MEETING MINUTES – FEBRUARY 21, 2019**

ATTEST:

Clifton Gillespie, Office of Cultural Affairs

Date Approved

WHEREAS, as provided in Article X of Chapter 2 of the Dallas City Code, the Public Art Committee oversees quality control of the public art program and projects, and recommends to the Arts and Culture Advisory Commission the scope of projects, artworks, and artists for the public art program; and

WHEREAS, the Public Art Committee is composed of three members who are full city council appointments ("at-large appointments") to the Arts and Culture Advisory Commission and eight members who are professionally qualified residents appointed by the Arts and Culture Advisory Commission; and

WHEREAS, rules of procedure for the Arts and Culture Advisory Commission, currently being drafted, will include further appointment criteria based on the 2002 Cultural Policy for membership on the Public Art Committee; and

WHEREAS, it is projected that the Arts and Culture Advisory Commission will be briefed on recommendations from the Rules of Procedure Task Force at the Commission's March meeting, and a vote to approve the rules of procedure will be scheduled for the Commission's April meeting; and

WHEREAS, it is necessary to make interim appointments to the Public Art Committee in order for the Committee to continue its work until such time as the Arts and Culture Advisory Commission may make regular appointments.


Now, Therefore,

BE IT RESOLVED BY THE ARTS AND CULTURE ADVISORY COMMISSION OF THE CITY OF DALLAS:

SECTION 1. That Liliana Bloch and Gerald Leavell are hereby appointed to the Public Art Committee until such time as the Arts and Culture Advisory Commission may make regular appointments, but in no case shall these temporary appointments exceed six months from adoption of this resolution.

SECTION 2. That this resolution shall take effect immediately from and after its passage, and it is accordingly so resolved.

APPROVED BY THE ARTS AND CULTURE ADVISORY COMMISSION:



Commission Coordinator



Date

AGENDA DATE: March 21, 2019
COUNCIL DISTRICT(S): 14
SERVICE: Arts and Culture Advisory Commission
STAFF CONTACT: Cliff Gillespie, 214-670-3996

SUBJECT

Recommendation in support of a 5th Amendment to the Use Agreement for the Morton H. Meyerson Symphony Center between the City of Dallas and the Dallas Symphony Association, Inc. which will provide for the Dallas Symphony Association, Inc.'s use, lease, occupancy, management, and operation of the Morton H. Meyerson Symphony Center, subject to the major deal points briefed to the Arts and Culture Advisory Commission on February 21, 2019, and on March 21, 2019, and at a public meeting held on March 6, 2019

BACKGROUND

Dallas City Code Chapter 2, Article XXVI, provides for the Arts and Culture Advisory Commission to act as an advisory body to the City Manager and the City Council and to make recommendations concerning the design, operation, and use of city facilities devoted to the arts and other cultural activities.

The current use agreement (entered into in 1985, and subsequently amended four times) term extends through August 31, 2019. Under this agreement, the Dallas Symphony Association (DSA) is the primary user of the Meyerson and does not pay rental fees, and the City manages and operates the facility, as well as pays for staffing, maintenance, security, and the majority of utilities costs. In the most recent fiscal year, the net City subsidy was over \$1.8 million, and this expense is currently projected to continue growing over the life of the agreement.

The Meyerson Symphony Center currently has an estimated \$11.9M+ in major deferred maintenance, and less than half of the items are planned for repair under voter-approved bond projects.

The proposed fifth amendment amends the agreement to become a 99-year lease of the Meyerson land and improvements, subject to a reverter if the DSA fails to use the Meyerson in the contractually defined manner, with the DSA to become responsible for all operation and maintenance costs following a six-year wind-down of City financial support for such costs.

The major deal points concern the City's obligations and the DSA's obligations. The City's major obligations are: expending dedicated voter-approved bond funds from 2006 and

2017 for deferred maintenance; financially supporting the transition over six years (with a projected net savings beginning in year four and subsequent savings accruing after that time); allowing DSA eligibility for the COP program after the six-year transition period; and continued ownership and maintenance obligations for the existing public art at the property. Furthermore, the City's role as related to Annette Strauss Square will continue as all parties seek to optimize its usage, while protecting the sound quality inside the Meyerson

The DSA's major obligations are: raising \$5 million privately for property maintenance over the next five year and completing at least \$5 million in capital improvements by 2029; performing 150 concerts per year; honoring existing 2019-20 bookings; grandfathering in non-for-profit users at preferred rent rates and associated benefits; free rent for up to 6 City event dates and 10 additional City-requested community events annually; free tickets for Dallas public school students to at least 50 concerts; and the free Parks Concert series.

The proposed fifth amendment aligns with the goals and strategies of the *Dallas Cultural Plan 2018*, allows for better utilization and care of the Meyerson Symphony Center, saves the City an estimated \$65 million over the life of the existing agreement, and allows for the estimated savings to be reallocated to further the Office of Cultural Affairs' goal of building a more vibrant cultural ecosystem in Dallas.

PRIOR ACTION/REVIEW

The Commission was informed of the Dallas Symphony Association's desire to amend the use agreement on January 17, 2019.

The Commission was briefed on major deal points on February 21, 2019.

The Office of Cultural Affairs held a public meeting to brief the public and receive comments on March 6, 2019.

FISCAL INFORMATION

Estimated net savings to the City of up to \$1.8 million annually following a six-year wind-down of City operation and maintenance support to DSA.

For the six-year wind-down, City commits to the following, subject to appropriations:

- Years 1 and 2 - \$3 million
- Year 3 - \$2.5 million
- Year 4 - \$1.5 million
- Years 5 and 6 - \$750,000

Following wind-down, DSA will be eligible to apply for cultural programming funds through the Cultural Organizations Program.