



Legislation Details (With Text)

File #: 22-280 **Version:** 1
Type: Consent Calendar **Status:** Passed
File created: 3/22/2022 **In control:** City Council/Public Financing Authority
On agenda: 8/2/2022 **Final action:** 8/2/2022
Title: Approve and authorize execution of a Memorandum of Understanding (MOU) between the City of Huntington Beach and the Huntington Beach Art Center (HBAC) Foundation
Attachments: 1. Att 1 HB Art Center Foundation MOU

Date	Ver.	Action By	Action	Result
8/2/2022	1	City Council/Public Financing Authority	approved	Pass

REQUEST FOR CITY COUNCIL ACTION

SUBMITTED TO: Honorable Mayor and City Council Members
SUBMITTED BY: Al Zelinka, City Manager
VIA: Chris Slama, Director of Community & Library Services
PREPARED BY: Jessica Framson, Community & Library Services Manager

Subject:
Approve and authorize execution of a Memorandum of Understanding (MOU) between the City of Huntington Beach and the Huntington Beach Art Center (HBAC) Foundation

Statement of Issue:
There is a need to approve a new Memorandum of Understanding (MOU) between the City of Huntington Beach and the Huntington Beach Art Center Foundation since the previous MOU has expired.

Financial Impact:
Not applicable.

Recommended Action:
Approve and authorize the Mayor and City Clerk to execute the “Memorandum of Understanding Between the City of Huntington Beach and the Huntington Beach Art Center Foundation.”

Alternative Action(s):
Do not approve the recommended action, and direct staff accordingly.

Analysis:
The Huntington Beach Art Center Foundation (Foundation) was instrumental in creating the vision for

the Huntington Beach Art Center (HBAC) and over the years has donated more than \$2 million. While the City operates the HBAC, the Foundation has dedicated over 30 years in creating opportunities for local, regional, and national artists and engaging the community by providing a climate of experimentation, education, and experience.

The Foundation has represented the HBAC as ambassadors and advocates and now wishes to renew its previously approved MOU with the City. The previous MOU with the HBAC was approved by the City Council on February 1, 2010. The proposed MOU has a five-year term with an option for one additional five-year term upon mutual written consent of both parties.

The MOU obligates the City to maintain, repair, and operate the HBAC, as well as ensure works of art in all media are presented. Additionally, the HBAC shall continue to serve as a model in leading and advancing public awareness and integration of arts and culture in Huntington Beach, while also providing opportunities for arts education and community outreach. The City will provide a non-voting staff liaison to the Foundation, provide staff assistance and logistical support, when available, for Foundation fundraising programs, and collaborate with the Foundation for new fundraising ideas and opportunities. The Foundation will have access to City facilities at no charge, pending the City's calendar of activities and approval. Lastly, the Foundation will have the ability to review and authorize grant applications when utilizing the Foundation's 501(c)3 non-profit number.

The Foundation will be obligated to maintain its 501(c)3 status, providing services as an organization that accepts public and private donations and grants to further arts and cultural activities at the HBAC. The Foundation will also fundraise for exhibitions, education, future capital campaigns, and the Foundation Endowment. Upon formal request by the Director of Community & Library Services, or designee, the Foundation will provide funding for exhibitions, special programs, and events. The Foundation will also provide volunteer support and community outreach to cultivate advocacy for the arts and visibility for the HBAC throughout the community.

Environmental Status:

Not applicable.

Strategic Plan Goal:

Community Engagement

Attachment(s):

- 1) Memorandum of Understanding between the City of Huntington Beach and the Huntington Beach Art Center Foundation.