

UNIVERSITY OF NEBRASKA

ACQUIRING WORKS OF ART FOR CONSTRUCTION PROJECTS PROCEDURES

UNFP 6.5.2.1

I. Reference and Application

- A. On May 17, 1980, in accordance with the requirements of the Neb. Stat. §§ 82-317 to 82-329 and §§ 85-106 to 85-106.03, the Nebraska Board of Regents approved a policy for the acquisition of artwork for state appropriated capital construction projects.
- B. Application: The procedures apply to all state appropriated public building construction projects.

II. Objectives and Limitations

The objective of these procedures is to provide a streamlined and effective way to acquire artwork and supplement Board Policy (RP-6.5.2) *Acquiring Works of Art for Construction Projects*.

III. Definitions

- A. Art. Art shall mean the conscious use of skill, taste and creative imagination in the production of aesthetic objects.
- B. Appropriations. Appropriations shall mean the amount of money set by the Legislature in excess of five hundred thousand dollars (\$500,000) for new construction or in excess of two hundred fifty thousand dollars (\$250,000) for remodeling for the particular project which is not limited by law, rule, or regulation less the amount of money spent for planning, land acquisition, and site work.
- C. Original Construction. Original construction shall mean the erection of a new building or facility and does not include remodeling if the cost is two hundred fifty thousand dollars (\$250,000) or less or expansion of existing structures, and does not include planning, site work, and land acquisition.
- D. Public Buildings. Public buildings shall mean buildings and facilities used by or open to the public excluding repair shops, garages, warehouses, and buildings of similar nature.
- E. Planning. Planning shall mean engineering and architectural services, testing, surveys, development of program statements, energy audits, life cycle cost analysis, environmental impact statements, cost-benefit studies, legal services, financial consulting services, special consulting services, and all other activities and services associated with the preparation of a project for construction.
- F. Site Work. Site work shall include demolition and/or movement of any building or structure or part thereof, utility abandonment and construction beyond the exterior limits of a building, moving and relocation, landscaping, and construction of sidewalks and off street parking.

- G. Land Acquisition. Land acquisition shall mean the acquisition of all interests in real estate required for any original construction, and legal services, appraisal services and all other professional services associated therewith, moving and relocation assistance, and filing and recording fees.

IV. Procedure

The Chancellor of each campus to which an appropriation is made for the construction of a public building shall arrange for the following:

- A. UNFP 6.5.2.1.2 Campus 1% for Art Form should be used to estimate the artwork budget for state funded University of Nebraska construction projects.
- B. The appointment of an Art Selection Committee at the earliest practical time after the appropriation of funds for the building. The Art Selection Committee shall consist of a minimum of three persons, one of whom shall be the Nebraska Arts Council's 1% for Art Coordinator in an ex-officio capacity. The Art Selection Committee shall advise the Chancellor of the estimated funds available for acquiring art; the recommended type of art to be acquired; the selection and commissioning of an artist, if required; the design, execution and placement of art; and the final acceptance of art.
- C. Consulting with the Nebraska Arts Council on the acquisition of art. The consultation shall include the appointment of the Nebraska Arts Council's 1% for Art Coordinator to the Art Selection Committee and providing to the Director of Facilities the building project budget at program statement and post-bid phases, showing the amount budgeted for art.
- D. Obtaining Board of Regents approval of funding, type of art and commissioning of an artist, if required.
- E. Reviewing art design, execution and placement of art and accepting art on behalf of the University of Nebraska.

Attached: 1% Program: NAC Fee Scale, 2014

Date: January 2001

Revised: 03/2009, 02/2015



1% Program: NAC Fee—Scale

A base fee is charged to the Project Agency 1% budget for the assistance NAC provides in project consultation. This includes services provided such as research, development and marketing of the project call for artwork; application processing and applicant support; selection review management; commission/purchase negotiation; and project management to final installation of the artwork.

If applicable, additional costs for supplies, travel expenses, or other expenses may be added to the base fee and billed to the client.

Reference: Neb. Rev. Stat. 82-326; One Percent for Art Regulations

Projects under \$10,000	fee waived
Projects between \$10-20,000	\$200.00
Projects between \$20-30,000	\$300.00
Projects between \$30-40,000	\$400.00
Projects between \$40-50,000	\$500.00
Projects between \$50-60,000	\$600.00
Projects between \$60-70,000	\$700.00
Projects between \$70-80,000	\$800.00
Projects between \$80-90,000	\$900.00
Projects between \$90-100,000	\$1,000
Projects over \$100,000	\$1,500