

**Division 2-VI-2 Administrative Boards**

**Sec. 2-420 Block Grant Working Committee**

- (a) Creation and Purpose. The block grant working committee is hereby created to provide citizen participation in the identification of housing and community development needs.
- (b) Duties. The committee shall assess the City's needs, goals and strategies regarding housing and community development; to help identify potential partners and sources of funding; and to review grant applications; and make recommendations to City Council on how funds for public services, public infrastructure improvements in low-income neighborhoods should best be utilized and awarded.
- (c) Membership. The committee shall be made up of up to thirteen (13) members. When possible, one member shall be appointed from each ward throughout the City, plus three members at-large.
- (d) Chair. Each year, members shall vote to appoint the Chair of the Committee.

**Sec. 2-425 Civilian Review Board**

- (a) Creation and Purpose. A civilian review board is hereby created to:
- (1) Review, evaluate, and make recommendations concerning the police department's activities and efforts in promoting and achieving equity with respect to racial, gender, and cultural diversity in officer recruitment and training;
  - (2) Review, evaluate and make recommendations concerning the department's overall relationship with the public;
  - (3) Add an outside perspective to the evaluation of civilian complaints;
  - (4) Review and evaluate the administration and consistency in the imposition of discipline within the department with respect to civilian complaints;
  - (5) Provide a timely, fair, and objective review of civilian complaints, the manner which they are investigated and a recommendation to the chief as to proposed discipline prior to imposition; and
  - (6) Provide a systematic means to achieve continuous improvement in the interactions between the public and police.

1 (b) Definitions. As used in this division, the following  
2 terms are defined as follows:

- 3 (1) "Board" means the civilian review board created under  
4 this section;  
5 (2) "Chief" means the chief of police;  
6 (3) "civilian complaint" shall mean a formal complaint  
7 submitted to any officer or employee of the city by a  
8 member of the public regarding any member of the department  
9 or any complaint received by the board in accordance with  
10 sec. 2-822(a);  
11 (4) "Crime of dishonesty" means any offense defined as a  
12 felony by federal or state law or an offense that involves  
13 dishonesty or false statements. As used in this article, a  
14 crime of dishonesty does not include the mere possession  
15 of cannabis or a controlled substance or related  
16 paraphernalia, or the unlawful purchase or possession of  
17 alcohol or tobacco by a person under the age of 21.  
18 (5) "Department" means the police department;  
19 (6) "Disciplinary Act" means the Uniform Peace Officers'  
20 Disciplinary Act, 50 ILCS 725/1 et. seq.  
21 (7) "Ethics ordinance" means chapter 15 of this code;  
22 (8) "Forcible felony" means an offense defined by section 2-  
23 8 of the Criminal Code of 2012, 720 ILCS 5/2-8, and includes  
24 any felony offense which involves the use or threat of  
25 physical force or violence against any individual;  
26 (9) "Formal complaint" means a verified complaint that  
27 complies with the requirements of section 3.9(b) of the  
28 Disciplinary Act;  
29 (10) "Formal investigation" shall have the same meaning as  
30 defined by the Disciplinary Act;  
31 (11) "Informal inquiry" shall have the same meaning as  
32 defined by the Disciplinary Act;"  
33 (12) Open Meetings Act" means the Open Meetings Act, 5 ILCS  
34 120/ et. seq.

35 (c) General Duties

- 36 (1) In conjunction with city staff, to compile statistics  
37 concerning department interactions with the public;  
38 (2) To provide periodic written reports and recommendations  
39 to the city council, the department, and the public  
40 regarding matters within the board's scope of authority;  
41 (3) To provide written recommendations to the department as  
42 to changes in policies, practices, and procedures aimed at  
43 developing a stronger relationship between the department  
44 and the public;  
45 (4) To provide written recommendations as to methods of  
46 recruiting underrepresented persons to become members of  
47 the department;

- 1       (5) To conduct its duties in accordance with all provisions  
2       of applicable law and ordinance, including but not limited  
3       to the Open Meetings Act, and the ethics ordinance; and  
4       (6) To develop rules and procedures necessary to carry the  
5       forgoing duties into execution. Upon approval, the board  
6       secretary shall forward a copy of the board's rules and  
7       procedures to the mayor who shall then refer them to the  
8       city council, or any committee thereof, for presentation  
9       as an informational item.

10       (d) Duties With Respect To Complaints  
11       The board shall:

- 12       (1) Receive complaints from members of the public as to  
13       allegations of misconduct by members of the department and  
14       shall refer the same to the department for review;  
15       (2) Receive information as to disposition of civilian  
16       complaints that did not result in the commencement of a  
17       formal investigation received by the board;  
18       (3) Review the written findings and recommendations of  
19       formal investigations arising from civilian complaints for  
20       the purpose of determining whether the investigation was  
21       complete, thorough, objective, and fair, based on the  
22       following factors:  
23       (a) The thoroughness with which each allegation has  
24       been investigated;  
25       (b) The extent to which witnesses or persons known to  
26       have information, knowledge, or evidence pertaining to  
27       the allegation(s) were contacted or interviewed;  
28       (c) The extent to which appropriate interviews were  
29       conducted with the complainant, witnesses, involved  
30       officers or employees, and any other persons having  
31       knowledge relating to the allegations;  
32       (d) The process of seeking, collecting, and maintaining  
33       evidence pertaining to the investigation; and  
34       (e) The appropriateness of any recommended sanctions;  
35       (4) Prior to the imposition of any discipline resulting from  
36       a formal investigation of a civilian complaint, prepare a  
37       written report to the chief as to the board's findings and  
38       recommendations as to discipline;  
39       (5) Receive a timely report from the chief as to the ultimate  
40       disposition of the formal investigation, including the  
41       discipline imposed and whether the disciplined member of  
42       the department has sought review of the decision as may be  
43       provided in a collective bargaining agreement.  
44       (6) Conduct its deliberations in closed session as allowed  
45       by the Open Meetings Act.

(7) In the exercise of its duties under this section:

- (a) Review the written report of the department's informal inquiry or formal investigation of the civilian complaint;
- (b) Review any documentary evidence in the possession of the department of the incident that is the subject matter of the civilian complaint, including but not limited to incident reports, interview transcripts, and audio and video evidence; and
- (c) Review all formal recommendations made to the chief by department personnel or bodies with respect to discipline to be imposed as a result of a civilian complaint prior to the making of its recommendation.

(e) Composition

- (1) The board shall consist of nine (9) members appointed by the mayor with the advice and consent of the city council.
- (2) At its first meeting following the commencement of the terms of board members in July, the board shall elect from its membership a chairperson and such other officers as it deems necessary who shall serve a term of one (1) year. The chairperson shall preside at all meetings of the boards.
- (3) In making appointments under this section, the mayor shall give due consideration to candidates who reflect the diversity of the community, whether through their race, ethnicity, age, gender, sex, education, socio-economic status, professional experience, or other relevant traits.
- (4) In making appointments under this section, the mayor shall make reasonable efforts to ensure an appropriate geographic representation of the entire city. At least two (2), but no more than four (4) members of the board shall be appointed from each of the following areas:
  - a. That portion of the city located in Kane County west of the Fox River;
  - b. That portion of the city located in Kane County east of the Fox River or in Kendall County; and
  - c. That portion of the city located in DuPage County or in Will County.

~~(6) Term of office.~~

- ~~— The mayor shall appoint each member of the board to a term of three (3) years to commence on July 1 and until a successor has been appointed and qualified as provided under this article.~~
- ~~— In the event of the death, resignation, removal, or incapacity of any member of the board, or if a vacancy occurs for any reason, the mayor shall with the advice~~

~~and consent of the city council appoint a successor to complete the unexpired term.~~

~~. Members shall attend all regularly scheduled board meetings. If a member is absent for three (3) successive meetings or a cumulative of three (3) meetings during any twelve (12) month period without notification or good cause, the mayor may determine that the members has constructively resigned from office and proceed to appoint some other person to complete the unexpired term as provided in paragraph (b) of this section.~~

~~(10) The mayor may remove any member on a written charge whenever the mayor is of the opinion that the interests of the city demand the removal. The mayor shall report the reasons for the removal to the city council at its next meeting held more than two (2) full business days following the removal. If the mayor fails or refuses to report to the city council the reasons for the removal, or if the city council by a two-thirds vote of all aldermen elected disapprove of the removal, the member thereupon shall be restored to the office. Upon restoration, the member shall a take a new oath of office. No member shall be removed a second time for the same offense.~~

~~(11) Notwithstanding the provisions of paragraph (a) of this section, in 2021 the mayor shall appoint three (3) members for a term expiring on June 30, 2022, three (3) members for a term expiring on June 30, 2023, and three (3) members for a term expiring on June 30, 2024. The successors of each member appointed under this paragraph shall serve terms in accordance with paragraph (a) of this section.~~

~~(1)~~ (f) Qualifications And Training

(1) Prior to taking office, every person appointed to the board shall meet the qualifications and complete the training herein required. All applicants and members shall attest, and will be subject to a background check to verify, that they satisfy the qualifications for office.

(2) Qualifications for office.

- a. All members of the board, at the time of their appointment and during their service, shall be qualified electors of the city;
- b. No person shall serve more than two full terms as a member of the board;
- c. No person presently serving as an elected officer or employee of the city shall serve on the board;
- d. No person presently employed as a peace officer shall serve on the board;

- 1 e. No attorney actively engaged in the practice of  
2 criminal law or in the prosecution or defense of  
3 litigation brought pursuant to 42 USC 1983 and  
4 involving governmental entities shall serve on the  
5 board;  
6 f. No person convicted of a forcible felony shall serve  
7 on the board;  
8 g. No person convicted of a crime of dishonesty shall  
9 serve on the board within the last ten (10) years  
10 shall serve on the board;  
11 h. No person who has failed to complete the training  
12 required by paragraph (c) of this section shall  
13 serve on the board;  
14 i. No person who is ineligible by federal or state law  
15 or rule to have access to law enforcement data  
16 required for use by the board shall serve on the  
17 board.  
18 (3) Required training.  
19 a. All persons appointed to the board shall, prior to  
20 taking office, complete a training curriculum  
21 consisting of the following:  
22 1. An overview of the organization and operation of  
23 the department;  
24 2. A "ride-along" with a police officer to acquaint  
25 the member with the geography of the city and the  
26 real-world application of departmental policies;  
27 3. An overview of departmental policies regarding the  
28 use of force by police officers, including  
29 authorized compliance and de-escalation techniques  
30 and the circumstances where their use is  
31 appropriate;  
32 4. An overview of the equipment and weapons carried  
33 police officers and their purpose and methods of  
34 use, which may include practical training in the  
35 operation and use of firearms;  
36 5. An overview of laws governing the interaction  
37 between peace officers and members of the public;  
38 6. An overview of this ordinance and the ethics  
39 ordinance; and  
40 7. Completion of the Open Meetings Act training  
41 required by law.  
42 b. The board shall adopt rules requiring continuing  
43 training for its members at such intervals it deems  
44 appropriate.  
45 (4) Upon appointment and qualification, which shall include  
46 the completion of the training set forth in paragraph  
47 (c) (1) above, the appointee shall take the oath of office

1 required by the constitution of the state and commence his  
2 or her membership on the board.

3 ~~(m)~~ (g) Board Secretary; Records

4 (1) The mayor shall assign an employee of the city who is  
5 not a member of the department to serve as secretary to  
6 the board.

7 (2) The secretary shall make a permanent record of all the  
8 acts and doings of the board and keep the same in the  
9 secretary's custody and control.

10 (3) The secretary shall keep the minutes of all proceedings  
11 of the board which shall reflect the vote of each member  
12 upon each question, or if absent or failing to vote,  
13 indicating such fact. The secretary shall in a similar  
14 fashion maintain records of board meetings and other  
15 official actions. A copy of every recommendation or  
16 determination of the board shall be maintained by the  
17 secretary and shall constitute a public record on the same  
18 terms of any other record created pursuant to a formal  
19 investigation.

20 (h) Additional Administrative Support

21 (1) The chief and the corporation counsel shall provide such  
22 support to the board as it may require, including the  
23 designation of an official liaison to the board who shall  
24 attend its meetings whenever the board is conducting a  
25 review of a civilian complaint and at other times when the  
26 circumstances so require. The liaison designated by the  
27 corporation counsel shall draft the board's written  
28 findings and recommendations at the conclusion of its  
29 review of the disposition of a civilian complaint.

30 (2) The department shall make available to the board all  
31 materials and records as it may reasonably require in the  
32 performance of its duties. The department shall redact  
33 information regarding the identity of complainants,  
34 witnesses, and involved officers as well as any other  
35 information that could compromise a criminal  
36 investigation.

37 (3) The public information officers in the mayor's office and  
38 the department shall provide such support as the board may  
39 require in performing its duties under this article.

40 (4) The information technology division shall provide such  
41 support as the board may require in performing its duties  
42 under this article.

43 (5) The city council shall appropriate funds sufficient to  
44 provide the administrative support contemplated by this

1 section and sec. 2-825 as well as for the board to perform  
2 the duties set forth in this article.

3 i. Meetings

4 ~~Regular meetings. The board shall conduct its regular~~  
5 ~~meetings in accordance with the Open Meetings Act.~~

6 ~~(1) Special meetings. The chairperson, or such other person~~  
7 ~~or persons authorized by the rules of the board, may call~~  
8 ~~a special meeting of the board to be held at the date,~~  
9 ~~time, and location specified in the call in the manner~~  
10 ~~required by the Open Meetings Act.~~

11 ~~(1) Applicability of the Open Meetings Act. The provisions~~  
12 ~~of the Open Meetings Act shall apply to every meeting~~  
13 ~~conducted and notice of every meeting issued by the board.~~

14 ~~For the purposes of Sec. 2.06(g) of the Open Meetings~~  
15 ~~Act, members of the public shall have the opportunity~~  
16 ~~to address the board under the rules established and~~  
17 ~~recorded by the city council applicable to its own~~  
18 ~~meetings, as if said rules were established by the~~  
19 ~~board itself. The board may, but is not required to,~~  
20 ~~adopt and record rules requiring members of the~~  
21 ~~public to limit their remarks to subjects within the~~  
22 ~~scope of the board's jurisdiction, which shall~~  
23 ~~broadly include matters involving the department. The~~  
24 ~~board shall not consider public comment to constitute~~  
25 ~~any part of the record as to a civilian complaint~~  
26 ~~upon which they may be called to review.~~

27 ~~For the purposes of Sec. 7(c) of the Open Meeting~~  
28 ~~Act, the remote attendance rules applicable to the~~  
29 ~~city council and its committees as set forth in~~  
30 ~~section 2-80 of this code shall be construed as to~~  
31 ~~apply to the board as if adopted by the board itself.~~

32 ~~(1) Quorum. A majority of the members appointed to the board~~  
33 ~~shall constitute quorum for any of its meetings. No meeting~~  
34 ~~may occur, nor business conducted without the~~  
35 ~~establishment and maintenance of quorum.~~

36 (i) Dissemination Of Information

37 (1) Public Information.

38 a. General information. The board, in consultation with  
39 the public information officers of the mayor's office  
40 and the department and the information technology  
41 division, shall cause the creation of a page on the  
42 city's official website describing the board, its



1 duties, membership, and the complaint review process.  
2 The page shall also provide the following  
3 information:

- 4 i. Who may file a complaint;  
5 ii. When a complaint should be filed;  
6 iii. How a complaint is to be filed;  
7 iv. What the complainant can expect in connection  
8 with the processing of a complaint; and  
9 v. The manner and the extent to which the  
10 complainant will be advised as to the results of  
11 the investigation of the citizen's complaint.  
12 b. Requests for information by the media or the public  
13 regarding complaints or investigations. The board  
14 shall direct any media requests regarding  
15 complainants or on-going investigations to the  
16 department's public information officer. The  
17 department's public information officer, in  
18 consultation with the corporation counsel, will  
19 respond to public information requests as permitted  
20 by city and department policy and any applicable laws  
21 or regulations on behalf of the board.  
22 c. Public education. The board will be responsible for  
23 addressing and educating members of the public about  
24 the board's mission, responsibilities, and  
25 operations, including how a person can file a  
26 complaint against a member of the department. In  
27 addition, the board shall have the responsibility to  
28 work with the public information officer from the  
29 department and the public information officers from  
30 the mayor's office to engage in programs and  
31 opportunities to engage the public about the police  
32 department and the board.

33 (2) Non-public information.

- 34 a. Members shall refrain from making any comments  
35 outside of the board meetings regarding any  
36 complaint or investigation.  
37 b. No member shall communicate nor otherwise divulge  
38 any non-public information obtained by virtue of  
39 membership on the board, including, but not limited  
40 to information disclosed in properly closed  
41 sessions of the board or in the materials reviewed  
42 by the board related to civilian complaints. A  
43 person who knowingly violates the provisions of  
44 this paragraph is, in addition to any other

penalties provided by law, guilty of a misdemeanor  
I offense and, shall, in addition to the imposition  
of any fine, shall forfeit membership on the board.

(j)✗. Active Investigations By Law Enforcement Or Prosecutorial  
Entities; Litigation

(1) Upon the written request of the chief, the corporation  
counsel, or of any law enforcement or prosecuting authority,  
the board shall suspend any action with respect to a civilian  
complaint whenever the action could compromise an ongoing  
criminal investigation or an investigation into an officer-  
involved shooting.

(2) Upon the written request of the corporation counsel, the  
board shall suspend any action with respect to a civilian  
complaint, when in the opinion of the corporation counsel,  
the incident which gave rise to the complaint has resulted  
in, or is reasonably likely to result in, litigation against  
the city, its officers, or employees.

**Sec. 2-430 Civil Service Commission**

See Chapter 13.5

**Sec. 2-435 Ethics Commission**

See Chapter 15, Sec 15-220 and 15-221

**Sec. 2-440 Fox Walk Overlay District Design Review Committee**

(a) Creation and Purpose. The Foxwalk Design Review Committee is  
hereby established to guide the revitalization of downtown Aurora  
by providing a flexible framework that melds private and public  
sector efforts under a unifying design concept, respecting  
Aurora's significant architectural history, ensuring that new  
development projects meet the highest design, imagination, and  
execution, and recognize that the Fox River is the downtown's  
greatest asset by guiding development of the FoxWalk public walkway  
per the approved Master Plan.

(b) Duties.

(1) Promote and guide redevelopment of the downtown while  
protecting its character as a historic center city; and

- 1       (2) Reviews changes to building exteriors and sites in the  
2       district using the FoxWalk Overlay District Design  
3       Guidelines; and  
4       (3) Promote, encourage and guide the development and use of  
5       the Riverwalk, while maximizing awareness of the Fox  
6       River's potential as the city's greatest natural asset,  
7       and  
8       (4) Advance implementation of the Revised FoxWalk/Riverwalk  
9       Master Plan, Aurora Riverfront Vision Plan, and Downtown  
10       Master Plan; and  
11       (5) Establish a pedestrian friendly, commercially-viable  
12       destination district; and  
13       (6) Honoring Aurora's architectural history while  
14       encouraging innovative and imaginative redevelopment  
15       projects; and  
16       (7) Collaborate among developers, citizen volunteers,  
17       elected officials, Aurora Downtown, and staff to guide  
18       restoration projects and new developments that reflect the  
19       highest standards of design and execution.

20    (c) Membership

- 21       (1) The design review committee shall be comprised of: The  
22       zoning and planning director and/or designee of the city  
23       as an ex officio member; and nine (9) other general  
24       members to include one (1) chairman, all to be appointed  
25       by the mayor and subject to approval of the city council..  
26       (2) The general members shall at all times include one (1)  
27       representative from each of the following five (5)  
28       entities: Aurora Downtown, Aurora Public Art Commission,  
29       Bicycle, Pedestrian and Transit Advisory Board, Fox  
30       Valley Park District Historic Preservation, and four (4)  
31       members to be appointed by the mayor subject to the  
32       approval of city council.  
33       (3) All general members appointed shall be residents of the  
34       city or shall be owners of property within the FoxWalk  
35       Overlay District, or executive or managerial employees  
36       of businesses in the Foxwalk Overlay District.  
37       (4) City of Aurora elected officials shall not be appointed  
38       as members of the commission during their time in office.  
39       (5) With the exception of the ex officio member, City of  
40       Aurora staff shall not be appointed as members of the  
41       commission during their time of employment with the city.

42    Chairman

~~The chairman of the design review committee shall be appointed by the mayor for a term of one (1) year or until his/her successor has been duly appointed.~~

#### Terms Of Members

~~The nine (9) general members of the design review committee shall be appointed for the following terms: Three (3) members, including the chairman, for a term of one (1) year, three (3) members for a term of two (2) years and three (3) members for a term of three (3) years from the time of their appointments and each and every year thereafter.~~

#### Successors

~~All persons appointed as members of the design review committee shall serve in their official capacities, respectively, until their successors have been appointed and qualified as provided in this article.~~

#### Vacancies In Office

~~In the event of the death, resignation, removal, or incapacity of any member of the design review committee, or if a vacancy occurs for any reason, a member shall be appointed by the mayor subject to approval of the city council to hold the office for the duration of the unexpired term. Any general member may be removed for cause by the mayor, subject to approval of the city council.~~

#### (d) Executive Secretary, Ex Officio Member

~~The zoning and planning director and/or designee shall be considered an ex officio member with non-voting authority on all issues, and shall be the executive secretary of the design review committee. The executive secretary shall record and maintain the minutes of all meetings of the design review committee, and keep the same in his or her custody and control. The zoning and planning director and staff shall provide support to the design review committee as needed.~~

#### Meetings

~~Meetings of the design review committee shall comply with the Open Meetings Act, shall be held at regularly scheduled times and at the call of the chairman and by a properly posted agenda. Special meetings may be called at any time by the chairman or any member that submits a request in writing to the chairman, and shall be held after the proper posting of an agenda in accordance with the Open Meetings Act. All meetings shall be conducted pursuant to applicable state and local requirements.~~

#### Quorum

~~Five (5) members of the design review committee shall constitute a quorum. No business of the design review committee shall transpire without a meeting that has a quorum present.~~

**Attendance**

~~All members shall attend the meetings of the design review committee. If a member is absent from three (3) consecutive regular meetings, it may be considered a voluntary resignation of office. A majority vote of the design review committee members present at a properly posted meeting may declare the position vacant and request that the mayor appoint a new member to fill the vacancy.~~

**By-Laws/Rules And Regulations**

~~The design review committee shall adopt and promulgate its own by-laws and any other rules and regulations as may be necessary and proper to govern its structure and operations, as well as the conduct of its meetings and the business to be performed, subject to approval by the city council.~~

**Sec. 2-445 Human Relations Commission**

See Chapter 22, Article II

**Sec. 2-450 Planning and Zoning Commission**

See Chapter 34, Article II

**Sec. 2-455 Public Arts Commission**

(a) Creation and Purpose: The Public Arts Commission is hereby created to encourage creativity, cultural expression, diversity, and inspiration through promoting public art throughout the City.

(b) Definitions

Outdoor Art and Outdoor Art Installation Any work of art including, but not limited to directly-painted murals, mosaics, 2d artwork on removable substrates, 3d sculpture, temporary installation, and other materials designed with the intent as art that is visible by members of the general public without entering a building or privately-owned outdoor space  
Publicly-funded Funded in part by City or displayed on City-owned property. City staff hours and administrative costs are not considered City funding for the purposes of this ordinance.

Privately-initiated Installed on a privately-owned structure or property with the permission of the property owner using private funding.

(c) Duties.

(1) Make professional recommendations to the Executive Director and City Council regarding publicly-funded outdoor art installations throughout the City ~~of Aurora~~.

(2) Make professional recommendations on site selection, materials, artist selection process, artistic merit, and cultural appropriateness of proposed public art works.

(3) Provide suggestions and feedback regarding the budget and maintenance for proposed public art works.

(4) Assist the Executive Director in liaising with the private sector to promote engagement and seek financial support for the public art program.

(5) Consider the following factors in making recommendations:

a. Development of master plan inclusive of best practices for artistic and design standards.

b. Preservation, enhancement, embellishment, and commemoration of the historic, cultural, developmental and architectural characteristics of the City, its people and neighborhoods.

c. Affirmation of pride and strength in the identity of the City and its neighborhoods

d. Commitment to Diversity, Equity, Accessibility, and Inclusion.

e. Ensure the provision of artistic opportunities to local artists within the Public Art Master Plan.

(d) Executive Director

The mayor shall appoint an executive director of the commission, who shall be salaried and provided with office space. The executive director shall provide staff support to the public art commission. The executive director shall:

(1) Maintain a city-wide inventory for potential sites for art projects and a directory of potential artists and art works.

(2) Provide assistance to the Public Art Commission in the development of site-specific community profiles.

- 1       (3) Establish and maintain contact with artists,  
2       contractors, and other relevant persons, in the  
3       development and installation of art works.
- 4       (4) Within the budget for the purchase of each specific  
5       public art work, establish a provision for the purchase,  
6       to cover all expenses associated with the artist selection  
7       process, contract negotiations, fabrication of the art  
8       work, transportation, insurance, installation, commission  
9       for the artist, and any other such expenses required or  
10       reasonably foreseen.
- 11       (5) Negotiate contracts with the artists.
- 12       (6) Authorize payments for the purchase of art works,  
13       exhibitions, and other expenditures required to fulfill  
14       the purposes and objectives of this division.
- 15       (7) Serve as a liaison with other relevant City departments,  
16       including but not limited to: Economic Development, Public  
17       Works, Zoning, Urban Planning, and Downtown Maintenance.
- 18       (8) Oversee a permanent exhibition space centrally located  
19       and available to the public pursuant to paragraph (b) of  
20       this section.
- 21       (9) Oversee collaboration and liaison between artists,  
22       property owners, relevant City departments, and other  
23       stakeholders project architects, and panels in the  
24       development and installation of authorized art projects.
- 25       (10) Document fabrication and installation of art works.
- 26       (11) Maintain files on each commissioned artist with  
27       maintenance and repair information, maquettes and  
28       drawings, photographs, press clippings, and other relevant  
29       items.
- 30       (12) Coordinate the preparation of publicity materials on the  
31       program, artists, works in progress and other related  
32       information.
- 33       (13) Coordinate opportunities for community members to  
34       provide suggestions and feedback to ensure that the Public  
35       Art program serves the community.
- 36       (14) Provide guidance for private entities seeking to install  
37       a public art work, regarding best practices and current  
38       city regulations.
- 39       (e) Guidelines for Privately-funded outdoor art  
40       (1) Property owner is responsible for the maintenance of  
41       mural
- 42       (2) Property owner shall have an anti-vandalism/graffiti  
43       plan in place when the outdoor art is installed. Said plan

1 shall include measures to prevent and discourage vandalism or  
2 graffiti, and a remedy if it occurs. Said remedy shall take  
3 place within 48 hours of the occurrence

4 (3) Property owner shall be responsible for the preparation  
5 of the wall or surface for the outdoor art installation.

6 (4) Property owner shall select materials and protective  
7 coatings that ensure longevity of the outdoor art  
8 installation.

9 (5) Property owner is responsible for the content of the  
10 Artwork

11 (6) Property owner is responsible for maintaining the  
12 condition of the installation. If a community complaint is  
13 received, the condition will be reviewed by the Public Art  
14 Director and members of the Public Art Commission, who will  
15 make recommendations to BZE.

16 (7) Pre-approval is not required. Property owners are  
17 encouraged to contact the Public Art department regarding  
18 best practices and city guidelines.

19 (8) Artwork appearing to discriminate against a protected  
20 class, or which appears to promote imminent lawless action  
21 and/or obscenity, the latter of which is defined by 720 ILCS  
22 5/11-20, will not be permitted.

23 (9) If a piece of privately-initiated outdoor art is deemed  
24 by the Director of Public Art, in consultation with the Public  
25 Art Commission, to contain obscenity or hate speech, the  
26 property owner will be ~~fin~~~~ed~~~~-~~~~c~~~~i~~~~t~~~~e~~~~d~~~~.~~ ~~and required to paint~~  
27 ~~over or otherwise remove the inappropriate content. Fines for~~  
28 ~~violations shall be set by City Council resolution.~~

29 ~~0. Initial fine: \$ \_\_\_\_\_~~

30 ~~0. Failure to remove the design within 48 hours of~~  
31 ~~notification of violation: \$ \_\_\_\_\_~~

32 ~~0. Each additional week of violation: \$ \_\_\_\_\_~~

33 ~~(i)~~ (f) Membership: The Public Art Commission shall consist of  
34 nine (9) members. All members of the commission shall be  
35 appointed on the basis of demonstrated interest in and  
36 knowledge of the arts, community affairs and civic  
37 activities. Members must be able to speak to the cultural  
38 appropriateness and/or the artistic merit of public  
39 projects. Membership must be composed of at least five arts  
40 professionals (practitioners, designers, curators, and/or  
41 educators). Membership should include representation of  
42 Aurora's citizenry reflecting the city's broad cultural,  
43 ethnic, geographic, and economic diversity.



1  
2  
3  
4

**Sec. 2-460 Preservation Commission**

See Chapter 37, Article II