

**SAN DIEGO CONVENTION CENTER CORPORATION
EXECUTIVE COMMITTEE MEETING
OF THE BOARD OF DIRECTORS**

**Director Elvin Lai, Chair
Director Carol Kim, Vice-Chair
Director Allan Farwell, Treasurer
Director Carlos Cota, Secretary
Director Jaymie Bradford**

**TUESDAY, JANUARY 19, 2021, NOON
111 W. Harbor Drive, 2nd Floor, Executive Boardroom
San Diego, California 92101**

AGENDA

**(Meeting to be held via teleconference pursuant to
State of California Executive Order N-29-20)**

**Telephone number for members of the public
to observe, listen, and address the meeting telephonically:
1(888) 251-2909 – Access code is 6724115#**

1. Call to order – Elvin Lai, Chair

2. Non-Agenda Public Comment

This portion of the agenda provides an opportunity for members of the public to address the Board on items of interest within the jurisdiction of the Board that have not previously been before the Board. Pursuant to the Brown Act, no discussion or action shall be taken by the Board on items not posted on the agenda.

3. Chair's Report

4. Discussion Item(s)

a. Parameters of Executive Committee

b. Request for Direction Regarding Three Strategic Questions Relating to SDCCC Board Retreat

5. Action Item(s)

a. Recommendation to Authorize Approval of Policy No. 527 re: Display of Objects/Works of Art Within the Center

6. **Staff Updates**

a. **President & CEO**

b. **General Counsel Update**

7. **Urgent non-agenda items** (must meet the requirements of Government Code, Section 54954.2)

8. **Executive Committee Comment** [Govt. Code §54954.2(a)(2)]

Adjournment

This information is available in alternative formats upon request. To request an agenda in an alternative format, or to request a sign language or oral interpreter, or an Assistive Listening Device ("ALD") for the meeting, please call Pat Evans at (619) 525-5131 at least five working days prior to the meeting to ensure availability.

In compliance with Government Code section 54957.5, non-exempt written material that is distributed to the Board prior to the meeting will be available at the meeting or it may be viewed in advance of the meeting at the corporation's offices at 111 West Harbor Drive, San Diego, CA. Materials distributed to the board after the posting of this agenda also will be available. Please contact Pat Evans at (619)525-5131 or pat.evans @ visitsandiego.com if you would like to pick up a copy of any material related to an item on this agenda.

Action items on this agenda may be consolidated for voting purposes into a single vote of the Board, to the extent they are routine or otherwise do not require further deliberation. A Board member may comment on an action item before it is voted upon as part of the consolidated vote; however, if a Board member wishes to discuss an action item, that item will not be included in the consolidated vote. If a member of the public wishes to comment upon an action item, they should so advise the Board chair at or before the public comment portion of the meeting, in which case that item will not be included in any consolidated vote.

**SAN DIEGO CONVENTION CENTER CORPORATION
CORPORATE POLICY**

Subject: Display of Objects/Works of Art within the Center
Policy #: 527
Date: January 26, 2021
Page: Page 1 of 3

Purpose:

To create a policy for review of proposed works of art/objects within the Convention Center. This policy does not cover any displays outside the walls of the Convention Center.

Policy:

When a donation or long-term loan of a work of art/object has been proposed, the President & CEO shall review the proposal and submit it to the Board for review and/or approval. Prior to submission to the Board, the President & CEO, or designee, shall contact the prospective donor to inform the donor of the Corporation's donation policy and gather information about the proposal. The prospective donor shall meet with Corporation Staff and prepare written and visual documentation of the proposed donation. This documentation shall include, at a minimum, the following:

- Slides, drawings, photographs or a model of the proposed work;
- Biography of the artist/donor;
- Provenance of the work of art, if appropriate;
- Proposed site and installation plans;
- Cost of the work of art/object and budget for installation;
- Ongoing operating costs, if applicable;
- Maintenance requirements for the work of art/object;
- Conditions or limitations on the donation proposed by the donor;
- Contact information for the donor and the artist; and
- Fair market value to be determined by an independent professional appraisal.

Once the proposal is ready for submittal to the Board, the President & CEO will place an item on the Board agenda for an upcoming Board meeting.

The Board may consider the following criteria in making their decision:

- **Aesthetic Considerations:** To ensure works of art/objects of the highest quality, proposed donations must be accompanied with a detailed written proposal and visual documentation, the artist's professional resume and, if

appropriate, a current certified appraisal of the work of art/object. Additionally, the proposal should discuss the appropriateness and significance of the work of art/object within the Center in relation to the mission of the Center.

- Financial/Legal Considerations: Based on the cost of installation, the proposal should identify sources of funding for the project and the projected cost of operation, maintenance and repair of the work of art over the expected life of the Artwork. Careful consideration should be given to any proposed donation that will create substantial, ongoing costs for the maintenance and/or operation of the work of art/object.

- Liability: The proposal should discuss susceptibility of the work of art/object to damage and vandalism, any potential danger to the public and any special insurance requirements.

- Environmental Considerations: The proposal should address appropriateness of the work of art/object to the site and the scale and nature of the work of art in relation to its immediate physical and social context.

Upon reviewing the proposed donation, the Board shall decide to accept the donation, reject the donation, or accept the donation with conditions. The Corporation has no obligation to accept any proposal to display a work of art/object in the Center. The Corporation has the right to determine, at its sole and absolute discretion, what works of art/objects will be accepted for exhibit by the Corporation. To the extent possible, the Board should accept donations without contractual limitations on the future use, display or disposal of the work of art/object. Preference should always be given to unrestricted donations, as opposed to restricted donations. When appropriate, the Board shall ask the donor to provide funds to endow the maintenance of the work of art/object.

If the Board chooses to accept the work of art/object as a donation or a loan, with or without conditions, the Corporation shall obtain either a legal instrument of conveyance of title or an executed loan agreement as appropriate before the work of art/object can be placed within the Center. Any conditions the Board or donor places on a donation shall be stated in writing and attached to the instrument of conveyance. The agreement shall include, at a minimum, insurance and indemnification obligations. Once the work of art/object has been accepted and the legal documents have been executed, the Corporation shall coordinate with the donor all processes relating to the installation, maintenance, removal or relocation of work of art/object on Center property. The President & CEO, or designee, shall provide for appropriate recognition of the donor's contribution to the Corporation.

The inside of the Convention Center is not a public space that is open to the public at any time. The Corporation reserves the right to require donors to comply with state, federal, or international laws.

Adopted by the Board of Directors on January 26, 2021