



City of Salida PUBLIC ART POLICY

Purpose:

The City of Salida recognizes the importance of arts and culture to a vibrant, healthy, and sustainable community. The City strives to promote and encourage arts and culture through the public and private display of art.

This policy establishes guidelines and procedures for the safe display of temporary or permanent public art on, in, or as a part of Salida's assets, property, and rights-of-way to provide for the opportunity for the increased, sustained, safe, and appropriate display of public art within the City of Salida.

This policy is intended to operate in conjunction with the established City of Salida Code of Ordinances, and does not supersede or replace any ordinance in the City Code.

Objectives of Policy:

1. To increase prevalence of public art in Salida.
2. To provide uniform and clear guidelines and procedures governing the review, selection, and approval of installed public art as defined herein.
3. To maintain professional standards in works of art displayed in public areas within the City of Salida.
4. To ensure the safe and appropriate display of works of art on, in, or a part of Salida assets, property, and rights-of-way.
5. To ensure appropriate recognition of artists and donors of works of art displayed in public areas.
6. To ensure the proper and perpetual maintenance and safety of publicly displayed works of art.

Definitions:

Installed Public Art means any works of art or creative artistic expression intended to be installed on, in, or as a part of public spaces, public assets, public property, or public rights-of-way. Public art may also refer to installations contracted by a subdivision/building project or other private entities that fall under government sanction.

Policy:

All installed public art not associated with another special event approved by the City must first be approved by the Public Art Commission on a case by case basis. The Public Art Commission will make recommendations to the Salida City Council and staff.

Any applicant aggrieved by a decision of the Public Art Commission may appeal that decision to the Public Art Commission in a public forum. This can be done by filing a written request for a hearing with the sitting chair of the committee within (10) ten days of denial.

Process: The process by which public art will be selected will be one of the following:

1. Artist-Initiated; or
2. City-Initiated

In the case of City-Initiated public art applications, some of the following may not apply, and will be duly noted in the RFQ (Request for Qualifications) the Call for Entry and/or the application itself.

Review Process:

Application:

1. A fully completed application must be submitted to the current chair or ex-officio member of the Public Art Commission by the first day of the month or at a specified deadline to be listed on the agenda for that month. The application can be retrieved via the cityofsalida.com, salidacreates.com, salidacouncilforthearts.org, City of Salida Public Art Commission meeting or at a Salida Council for the Arts meeting.

2. The Application will include:

- a. Narrative of proposal including concept, media, size and weight dimensions, timeframe for completion, site preparation requirements, and method of installation.
- b. Drawing, model, photograph, or other visual representation of proposed installed public art, indicating its height, width, and relationship to desired site including location.
- c. Artists' biography and statement.
- d. Project budget, detailing all costs associated with the creation, installation, and maintenance of the installed public art including funding for artwork.

Review Criteria:

1. The project should be safe for the public, and include any and all features necessary to protect the art and the public as deemed necessary and approved by the City.
2. The installed public art should encourage access to culture and art.
3. The installed public art should be appropriate for the proposed site and its surroundings, including considerations of architecture, topography, and physical environment.
4. The installed public art should not adversely affect the natural environment.
5. The installed public art is required to be the expected final work, as represented in application. Final installation will be subject to compliance approval by City Personnel.
6. Public accessibility in compliance with ADA requirements
7. Site requirements

8. Maintenance plan

9. All costs of the project including, but not limited to the cost of design, fabrication, plaques, transportation, installation, site preparation work, electrical, maintenance, and permits must be financed by the requesting party, unless the City of Salida or Salida Council for the Arts provides or helps with funding.

Approval:

1. Applicants will be notified of approved projects by the Chair or ex-officio member of the Public Art Commission and Salida City Council.

2. If approved, subject to review, applicants will be notified of any remaining steps necessary to complete the project including what City staff to contact.

3. Other applicants will be notified and thanked by the Public Art Commission and Salida City Council.

Compliance and Identification:

1. The approved applicant is expected to comply with City codes and state and federal regulations, as well as input from the Historic Preservation Commission if applicable.

Compliance may include attainment of necessary permits and license agreements.

2. A plaque identifying the art and artist will be displayed at the installation site.

Deaccession:

The City maintains the right to remove public art on, in, or as a part of Salida's assets, property, or rights-of-way. The artist will be notified of such removal. A work of art may be removed for the following reasons:

1. Destruction, either by deterioration, vandalism, or accident to such an extent that repairs or restorations are impractical or unfeasible.

2. On-going maintenance has become impossible or is prohibitively expensive.

3. Required changes by the City at the site will destroy the integrity of the work because of its relationship to the site.

4. The authenticity, attribution, or genuineness of the item is determined to be false or fraudulent.

5. Violation of this Public Art policy.

6. The license agreement has expired or has been terminated.

7. The project has not been completed during initially agreed upon timeframe.

8. Abandonment of the artwork.

9. The project is deemed to be unsafe or caused the location or surroundings to be unsafe.

10. Works of art will be approved for removal by the City Administrator or the Director of Public Works when the need to remove the work is immediate and necessary, and by the Public Art Commission with approval of the City Council in all other instances.

11. The work of art will be returned to the artist, if desired and requested.

Liability and Legal Requirements:

All installed public art is subject to a contract or license agreement between the artist, owner, or representative and the City of Salida for the duration of display. The license agreement shall address all issues of liability including, but not limited to, general liability insurance, indemnification, and holding the City harmless from any and all claims, demands, and rights of

action for injury or damage to property which shall be annually renewing for the duration of the installation. Projects shall not be initiated until legal requirements are approved by the City.