



# Duties and Responsibilities of the Public Art Advisory Board

11.30.2020

# History of the Public Arts Advisory Board

- ▶ Ordinance No. 77-04 was approved by the City Commission on February 1, 2005.
- ▶ It established a Public Arts Program and the City's Public Art Advisory Board, including provisions for the Board's Organization and operation
- ▶ Originally codified in Chapter 8 of the City's Land Development Regulations in Sec. 8.5.2

# Adoption of Ordinance 22-20


- ▶ On August 11, 2020, the City Commission adopted Ordinance 20-22
- ▶ The Ordinance moved Creation, Composition, Meetings and Quorum requirements, and Duties and Responsibilities of the Public Art Advisory Board into Article 2.2, which is where the regulatory boards of the City are placed
- ▶ 2.4.5(P)(3) provides that the PAAB or HPB is the Acting Body on Mural Applications
- ▶ 8.5.2 was amended to include “Criteria for Public Art”
- ▶ 8.5.3 was added to outline the requirements for Murals to be applied by PAAB (or HPB if in Historic District or individually designated)

# Creation




- ▶ Moved to 2.2.5(A) but unchanged:
  - ▶ Creation. The Public Art Advisory Board is established via Ordinance No. 77-04 for the purpose of advising and making recommendations to the City Commission with respect to public art policy and related issues including, but not limited to, the selection, construction, placement and/or funding of public art in/on City right-of-way, City owned property or private property where an agreement, acceptable to the City, has been executed regarding the art and the art is clearly visible by the public.

# The Duties and Responsibilities Now Exist in 2.2.5

- ▶ (1) Review and make recommendations to the City Commission on constructing, placing or installing public art, as follows:
  - ▶ (a) on all CIP projects above \$200,000.00; and
  - ▶ (b) on CIP projects under \$200,000.00 at the discretion of the Board

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- ▶ (2) Render an advisory opinion to City Commission regarding the following:
    - ▶ (a) The suitability of the construction project as a location for works of art;
    - ▶ (b) The nature of the works of art which are most appropriate for the construction project; (c) The best method for securing the recommended works of art.

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- ▶ (3) Review and make recommendations to the City Commission regarding the funding or placing of **public art on private property**, where such art is clearly visible by the public and the City has obtained an agreement for the funding or placement of such art with the property owner

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- ▶ (4) Make recommendations to the Historic Preservation Board regarding the installation of murals on property located within a historic district or on any individually designated site listed on the Local Register of Historic Places.



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- ▶ (5) Act as a regulatory body on all requests for the installation of murals on property not located within a historic district or on any individually designated site listed on the Local Register of Historic Places.

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- ▶ (6) Apply the guidelines and criteria in Section 8.5 for making recommendations or decisions on the installation of public art, whether as part of a public or private project

# Criteria for Public Art (8.5.2)

- ▶ The following guidelines are to be utilized when making a recommendation or acting on a request for the installation of public art, whether located on private or public property:
  - ▶ (1) Whether the proposed public art conforms to the definition of public art;
  - ▶ (2) Whether the proposed public art is compatible with the neighborhood and not injurious to the neighborhood or otherwise detrimental to the public welfare;
  - ▶ (3) Whether the proposed public art presents a safety hazard to the public;
  - ▶ (4) Whether the proposed public art is of exceptional quality and enduring value;
  - ▶ (5) Whether the proposed public art serves to further the City's goal of promoting cultural diversity;
  - ▶ (6) Whether the proposed public art is appropriate to the site;
  - ▶ (7) Whether the proposed public art should be installed at the proposed location on a site or at a different location;
  - ▶ (8) Whether the proposed public art requires extraordinary maintenance, such as any special servicing due to periodic adjustment, repairing, or repair or replacement of moving parts.
  - ▶ (9) Whether the proposed public art conforms with all other applicable aspects of the LDRs.

# Definitions for Mural and Public Art

- ▶ **MURAL** An original, one-of-a-kind unique mosaic, painting, or graphic art or combination thereof (including collage effects) that is professionally applied to aesthetically enhance the exterior of a building or accessory structure such as a dumpster enclosure, fence, or site wall, that does not contain any brand name, product name, letters of the alphabet spelling or abbreviating the name of any product, company, profession, or business, or any logo, trademark, trade name, or other commercial message.
- ▶ **PUBLIC ART.** Means artwork or works of art including, but not limited to sculptures, integrated architectural or landscape architectural work, community art, digital media installations, or murals, that are: located in the public right-of-way; or on City owned property; or located on structures that are located in the public right-of-way or on City owned property; or located on private property and funded by the City.

# In Progress:

- ▶ Add ability to Review and make recommendations related to all art that meets the definition of Public Art:
  - ▶ located in the public right-of-way;
  - ▶ or on City owned property;
  - ▶ or located on structures that are located in the public right-of-way
  - ▶ or on City owned property;
  - ▶ Or located on private property and funded by the City\*\*