

RESOLUTION NO. 2012-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DESERT HOT SPRINGS ESTABLISHING A POLICY FOR THE INSTALLATION OF PUBLIC ART ON UTILITY AND TRAFFIC SIGNAL CONTROL BOXES LOCATED WITHIN THE CITY'S RIGHT-OF-WAY

WHEREAS, the Community & Cultural Affairs Commission of the City of Desert Hot Springs (the "Commission") is responsible for reviewing and making recommendations to the City Council of the City of Desert Hot Springs to approve, conditionally approve or deny public art and its proposed location, considering the aesthetic quality and harmony of the area in which it is located; and

WHEREAS, at the October 10, 2012 Regular Meeting of the Community & Cultural Affairs Commission, the Commission made a recommendation to the City Council to establish a policy for the installation of public art on utility and traffic signal control boxes located within the City's right-of-way; and

WHEREAS, the City Council of the City of Desert Hot Springs desires to maintain Art in Public Places to promote the public interest and general welfare by enhancing the City's aesthetic environment through the installation of public art, promoting the economic vitality of the community, creating a way to improve the image of the community, adding character, and enhancing pedestrian and driving experiences by incorporating art into the streetscape and reducing graffiti on utility and traffic signal control boxes; and

WHEREAS, the City Council of the City of Desert Hot Springs desires to adopt a policy to implement the recommendation by the Commission to establish a policy for the installation of public art on utility and traffic signal control boxes located within the City's right-of-way; and

WHEREAS, the City Council of the City of Desert Hot Springs hereby affirms its commitment to enhance aesthetic environment through public art.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF DESERT HOT SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The City Council finds the above recitals true and correct.

Section 2. The Policy for Installation of Public Art on Utility and Traffic Control Boxes (the "Policy") attached hereto as "Exhibit A" and incorporated herein, is hereby approved.

Section 3. The Policy shall be in full force and effect immediately upon the adoption of this Resolution.

PASSED, APPROVED AND ADOPTED, this 6th day of November, 2012 by the following vote:

AYES:

NAYES:

ABSENT:

[SIGNATURES FOLLOW ON THE NEXT PAGE]

ATTEST:

Jerryl Soriano, Deputy City Clerk

APPROVED:

Yvonne Parks, Mayor

APPROVED AS TO FORM:

Steven Mattas, City Attorney

EXHIBIT A

POLICY FOR INSTALLATION OF PUBLIC ART ON UTILITY & TRAFFIC SIGNAL CONTROL BOXES

1. PURPOSE

The purpose of this policy is to provide a process and procedure for the installation of public art on utility and traffic signal control boxes located within the City's right-of-way. The intent of this policy is to, create a way to improve the image of the community; add character to the community; enhance pedestrian and driving experiences by incorporating art into the streetscape; reduce graffiti on utility and traffic signal control boxes; promote and enhance the City's aesthetic environment through public art; continue to maintain a visual arts program for the residents and visitors of Desert Hot Springs; and promote the economic vitality of the community.

2. DEFINITIONS

- A. Utility Box: A metal box installed at various locations along public utility easements and right-of-ways that contain electrical, telephone, or cable television switches and connections.
- B. Traffic Signal Control Box: A metal box installed at various locations along public utility easements and right-of-ways that contain switches and connections for controlling traffic signal operations.

3. PROCESS & PROCEDURES

- A. City staff shall solicit local artists for a specified period of time to submit an application for the installation of public art on utility and traffic signal control boxes with art concepts at specific locations throughout the City. The main focus shall be on major arterial streets.
- B. All applications and proposed art concepts are to be submitted to the Community Development Department.
- C. City staff shall prepare a staff report with a list of artists and their concepts and forward them to the Community & Cultural Affairs Commission for their review and recommendation at earliest regular meeting of the Community & Cultural Affairs Commission. City staff shall notify the applicant/artist of the date and time of the meeting where their proposed art concepts will be considered by the Community & Cultural Affairs Commission.
- D. The Community & Cultural Affairs Commission shall review the proposed art concepts and make a recommendation to the City Council to approve the art, location, and award of up to \$500.00 to each artist (one per location). The City Council has final authority as to the actual amount awarded. The amount awarded shall be included in the contract between the City and artist to install the public art.
- E. The City Council considers approval of the art, location and amount of award at a City Council meeting with direction to staff to proceed with a Short Form contract between the City and artist. The artists will have to comply with the

“Acknowledgment of Conditions” and any and all City contract requirements. City staff shall notify the applicant/artist of the date and time of the meeting where their proposed art concepts will be considered by the City Council.

- F. City staff will coordinate all work with the utility company and artist to ensure compliance with any and all conditions and legal requirements.
- G. At the conclusion of the work City staff will report back to the Community & Cultural Affairs Commission and the City Council. City staff will maintain a file of all utility and traffic signal control boxes within the City that are improved with public art.