

REPORT TO THE CITY COUNCIL



DATE: April 2, 2019

TITLE: Art in Public Places Application No. 01-18: A Request to Make Revisions to the Previously Approved Public Art for the Bunch Palms Trail Project

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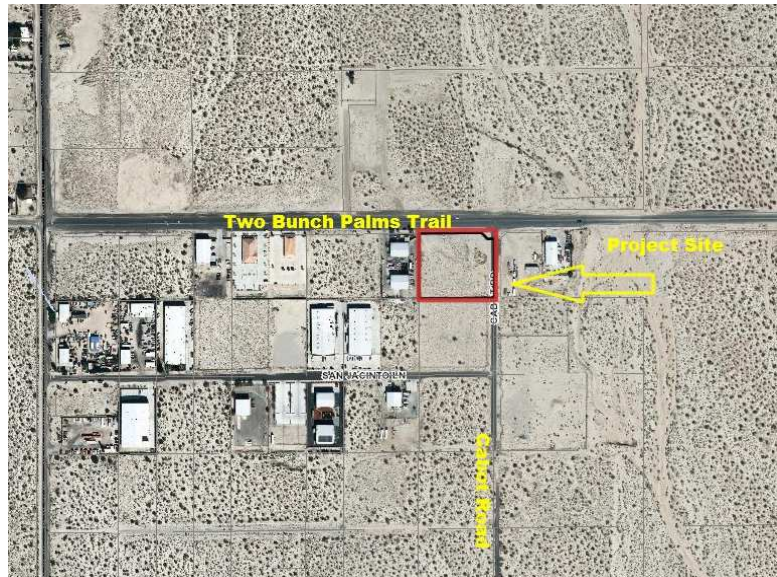
RECOMMENDATION

Consider a recommendation from the Community and Cultural Affairs Commission for approval of the applicant's proposed changes to the public art for the Bunch Palms Trails Cultivation project located at the southwest corner of Cabot Road and Two Bunch Palms Trail.

BACKGROUND

On September 8, 2018, the City Council approved the Art in Public Places (AIPP) application for the Bunch Palms Trail Cultivation project in-lieu of paying their required contribution into the City's AIPP Program.

The AIPP Ordinance was revised in July 18, 2018 requiring developers in the Industrial Zone to pay the required contribution into the City's AIPP Program without the option of installing public art. The revisions to the ordinance also included a change to the required percentage of valuation in the contribution, and other minor language changes. However, since the original application was received and deemed complete prior to this action, it was subject to review under the ordinance that was in place at the time. The ordinance at the time did allow for developers to install public art valued at the equivalent required contribution amount.



The required minimum contribution into the City's AIPP Program for the Bunch Palms Trail Cultivation project is \$6,419.31, which is 0.75% of the total project valuation. This percentage is based on the equivalent percentages of the AIPP ordinance at the time the application was received and deemed complete. The Applicant has indicated that the public art will cost approximately \$21,846 for the art piece and installation.

On December 19, 2018 the Applicant filed an application to make changes to the previously approved AIPP application. The Applicant is proposing to reduce the height of the base of the art piece from 6 feet (previously approved) to 18 inches. The Applicant is also requesting to install a 40-inch high tubular steel fence in front of the metal sculpture to prevent the public from damaging or being injured by the metal sculpture.

On February 13, 2019 the Community and Cultural Affairs Commission (CCAC) reviewed the proposed changes and made a recommendation to the City Council for approval of the Applicant's requested changes.

Pursuant to the AIPP Ordinance (Desert Hot Springs Municipal Code Sections 17.60.010 - 160), the CCAC is authorized to review, consider and make recommendations to the City Council to approve, conditionally approve, or deny the donation of public art. The City Council can approve, modify, or deny the proposed changes to the previously approved public art.

FISCAL IMPACT

The proposed project has paid all required fees for processing and is proposing to install the public art in lieu of its payments into the Arts in Public Places Program. The breakdown of estimated costs involved with the installation of the public art is shown on Exhibit 11, attached hereto.

EXHIBITS

- 1) Staff Report from the September 4, 2018 City Council Meeting
- 2) Final Conditions of Approval – September 4, 2018 City Council decision
- 3) Revised Conditions (Reflecting Applicant's Request)
- 4) Bunch Palms Trail – Project Site Plan
- 5) New AIPP Site Plan (Current Request)
- 6) New AIPP Renderings (Current Request)
- 7) Photograph of Art Piece - No. 1
- 8) Photograph of Art Piece - No. 2
- 9) Artist Bio
- 10) OC Group – Company Brochure
- 11) Breakdown of Costs
- 12) Recent Site Photo