

ORDINANCE 23-839

AN ORDINANCE AMENDING CHAPTER 31.29 – PUBLIC ARTS COMMISSION

The City Council of the city of Hutchinson hereby ordains that Chapter 31.29 of the Hutchinson City Code shall be amended to read as follows:

§ 31.29 PUBLIC ARTS COMMISSION.

(A) Establishment. A Public Arts Commission is hereby established.

(B) Definition. For purposes of this section, PUBLIC ART is hereby defined as:

(1) Physical artwork which is viewable by the general public installed on land or buildings (internal or external) owned by the city.

(C) Purpose. The purpose of the Public Arts Commission shall include, but not be limited to:

(1) Establishing standards and guidelines for donations of public art to the city

(2) Determining the process and standards of accepting or declining gifts or installations of public art;

(3) Finding and evaluating funding sources for public arts projects;

(4) Establishing the procedure and funding for the maintenance of public art;

(5) Establishing guidelines for the branding, naming and placard placement on public art;

(6) Ensuring that obsolete public art is properly disposed of;

(7) Providing forums and hearings to discuss public arts and/or architectural influences of projects to determine and make recommendations about public arts projects to the City Council; and

(8) Establish standards, guidelines, and general oversight of the City's Public Arts Sculpture Stroll.

(D) Composition. The Commission shall be composed of seven members, six of whom shall serve staggered three-year terms and one of whom shall be a member of the City Council. Commission members shall be appointed by the Mayor with Council approval. The Parks/Recreation/Community Education Director shall be an ex-officio member.

(E) Duties.

(1) The Public Arts Commission shall act in an advisory capacity to the City Council for the city and shall make recommendations to the City Council on issues regarding public art within the city limits.

(2) The Public Arts Commission may develop and implement policies and procedures, as necessary, with approval by the City Council, to meet the purpose and objectives of the Commission.

(3) The Public Arts Commission shall review all projects that meet any of the following criteria, in accordance with its written policies and procedures:

(a) City initiated public arts projects; whether on city parkland or public property that meet the definition of public art;

(b) Gifts of public art offered to the city;

(c) Private arts projects that require a conditional use permit, variance, franchise agreement or other action requiring approval of the City Council;

(d) Public art, as defined in division (B) above, that requires maintenance or restoration and is owned by the city;

(e) City improvement or facility projects that may include public art;

(f) Private art that is visible by the public, when requested by the owner; and

(g) Other arts-related projects dealing with city-owned land or buildings (internal or external), as directed by the City Council.

(4) Applications for projects, or requests to be on the meeting agenda, should be submitted to the Public Arts Commission seven days prior to the date of regularly scheduled Commission meetings. Projects must be submitted on the form specified in the Commission's policies and procedures.

(F) Funding. Funds for construction or maintenance of public arts projects shall be held by the city in accounts dedicated for public arts use.

FURTHERMORE BE IT ORDAINED that the effective date of this ordinance shall be upon adoption and publication.

Adopted by the City Council this _____ day of _____, 2023.

Attest:

Gary T. Forcier, Mayor

Matthew Jaunich, City Administrator