



# PETALUMA PUBLIC ART COMMITTEE

## Minutes

Meeting of: **Thursday, January 24, 2008**

**7:00 PM**

**CONFERENCE ROOM 2**

City Hall, 11 English Street, Petaluma, CA 94952

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Present: Charlip, Hamilton, Haye, Jonas, Krahn, Michaud, Yearsley  
Absent: None

Staff: Mike Moore, Community Development Director

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### Committee Comments

No Committee comments

### Public Comment

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### Regular Meeting

**Approval of Minutes:** Approved meeting minutes of December 20, 2007

- I. Discussion with Eric Danly, City Attorney, of artwork transactional packages. Mr. Danly believes the current Public Art Ordinance is too general. There needs to be more in place around a development fee program. The 1<sup>st</sup> Amendment issues primarily have to do with Forum Analysis: How the government regulates speech in public forum. Different types of forums:
  - Public Forum = parks (okay for public art with no violation of 1<sup>st</sup> amendment rights)
  - Non-Public Forum = city Hall (not okay given possible first amendment rights violations)
  - Designated Forum = when a typically non-public forum is opened up to public forum like things. Placing the Cherry Soda on the Theater District Plinth is an example of this. Viewpoint should be neutral (no strong opinion is expressed, especially towards religion or race)

Mr. Danly recommends that the Committee:

- Develop a framework for criteria (10 or less) in selection of artwork to avoid 1<sup>st</sup> Amendment issues.
- Update the ordinance and resolution based on criteria
- Include safety issues in criteria
- Expand role of the Committee in ordinance

Mr. Danly asked to review the Firehouse RFP before it is sent to check for:

- Artistic relevancy
- Artistic merit
- Criteria against current ordinance

Mr. Danly sees the Committee having 3 different templates for Artwork Transactional packages:

- Donated artwork
- City commissioned artwork
- Private developers who commission artwork for their property

The remainder of the meeting was spent going over draft Artwork Transactional package put forth by the City Attorney's office. Mr. Danly agreed to have revisions in place by the next meeting for committee to review.

**All remaining agenda items were rescheduled for the next Public Art Committee meeting, which was scheduled for February 7th at 7:00 pm.**

### Committee Comments

### Items for Next Agenda

- II. Update on "Cherry Soda" sculpture proposal.
- III. Update on "Double Eagle" sculpture proposal.
- IV. Update on contract status for Chandra Cerrito, Public Art Consultant.
- V. Progress reports on individual Committee member projects.
- VI. Presentation of City Hall Landscaping proposal.

### Adjournment

10:30 pm

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