

ORDINANCE # 3769

AN ORDINANCE REPEALING SECTION 2.80.060 OF CHAPTER 2.80 OF THE RAPID CITY MUNICIPAL CODE PERTAINING TO THE PUBLIC ARTS COMMITTEE

BE IT ORDAINED THAT Section 2.80.060 of Chapter 2.80 of the Rapid City Municipal Code pertaining to the Public Arts Committee be and is hereby repealed.

~~2.80.060 Public Art Committee~~

~~A.—— The common council has determined that it is in the best interests of the city to establish the Rapid City arts council public art committee. The public art committee acting through the Rapid City arts council shall administer the provisions of this section relating to the selection, display, maintenance, repair, liability and ownership of public works of art.~~

~~B.—— Definitions. For purposes of this section, the following words and phrases shall have the meanings set out below:~~

~~"Art in public places" means any visual work of art displayed for three months or more in an open city owned area, public right of way or any exterior or interior designated as a city owned public area, and any visual work of art on non city property if it is installed, financed, or maintained, either wholly or in part, with city funds or grants procured by the city, but not including museums, art galleries, school class work, or any other works submitted to the common council for display in a city owned facility.~~

~~"Rapid City arts council public art committee" means the volunteer committee of the Rapid City arts council which operates in an advisory capacity to the common council on art in public places and is appointed by the Rapid City arts council president and board of directors, subject to approval by the mayor.~~

~~"Work of art" includes, but is not limited to, sculpture, monument, mural, fresco, relief, painting, photography, fountain, banner, mosaic, ceramic, weaving, carving and stained glass. Work of art would normally not include landscaping, paving, architectural ornamentation or signs.~~

~~C.—— Administration. The Rapid City arts council shall provide administrative support and assistance to the public art committee as necessary to accomplish the purposes of this section. The committee shall submit to the Rapid City common council, not later than March of each year, a report of its activities for the prior year. The Rapid City arts council staff in conjunction with the public art committee shall prepare a maintenance plan for all art in public places and will include the costs associated therewith as part of the Rapid City arts council's annual budget request to the Rapid City common council.~~

~~D.—— Guidelines. The public art committee shall adopt guidelines as follows:~~

- ~~1. To identify suitable art works for public display;~~
- ~~2. To facilitate the preservation of art works for public display;~~
- ~~3. To prescribe a method or methods and procedures for selection of art works for public display; and~~
- ~~4. To set forth any other matter appropriate to the administration of this section.~~

~~The guidelines adopted by the public art committee shall be in accordance with the Rapid City arts council, public art committee master plan and collection policy, adopted February 28, 1994, and any subsequent amendments, on file at the Dahl Fine Arts Center.~~

~~E. — Ownership. Ownership, title and copyright of works of art in public places acquired by the procedures identified by the Rapid City arts council pursuant to this section shall be clearly identified and contracted between the Rapid City arts council and the artist or donor and approved and held by the city.~~

~~F. — Selection, removal and/or alterations. All proposed art in public places shall be submitted to the public art committee for its recommendation and approved by the common council. No art in public shall be removed, altered or changed without the prior review and recommendation of the committee and approval by the common council.~~

~~G. — Exemptions. The following are exempt from the provisions of this section:~~

- ~~1. All works of art in the collections or on display at or under the auspices of the Dahl Fine Arts Center and the Rapid City Public Library; and~~
- ~~2. All works of art on display in private city offices or other areas of city owned facilities which are not generally frequented by the public.~~

CITY OF RAPID CITY

Mayor

ATTEST:

Finance Officer

(SEAL)

First Reading:
Second Reading:
Published:
Effective: