

**PUBLIC ARTS COMMISSION
CITY OF PALM SPRINGS, CALIFORNIA**

REGULAR MEETING AGENDA

**Wednesday
April 21, 2021**



5:30 PM

Ann Sheffer, Chair
Shawnda Faveau

Tracy Merrigan, Vice-Chair
Russell Pritchard
Thomas Yanni

Alfonso Murray
Mara Gladstone

Pursuant to Executive Order N-29-20, this meeting will be conducted by teleconference and there will be no in-person public access to the meeting location.

To join meeting, please use the following link:

<https://us02web.zoom.us/j/87239650813?pwd=Wkc1QVF6MEgvYThXVFA3V2pvVGpOUT09>

**Meeting ID: 872 3965 0813
Passcode: 560792**

Dial by your location: 669 900 6833 US (San Jose); 253 215 8782 US (Tacoma); 346 248 7799 US (Houston); 301 715 8592 US (Washington DC); 312 626 6799 US (Chicago); 929 436 2866 US (New York)

Public comment may also be submitted to jay.virata@palmsspringsca.gov. Transmittal prior to the meeting is required. Any correspondence received during or after the meeting will be distributed to the Commission and retained for the official record.

CALL TO ORDER:

ROLL CALL:

ACCEPTANCE OF AGENDA:

PUBLIC COMMENTS:

This time has been set aside for members of the public to address the Public Arts Commission on items of general interest within the subject matter jurisdiction of the Commission, and agenda items if the member of the public cannot be present later in the meeting at the time the item is heard by the Commission. Additionally, members of the public may address the Commission on each item listed on the posted agenda at the time each item is heard. Although the Public Arts Commission values your comments, pursuant to the Brown Act, it generally cannot take any action on items not listed on the posted agenda. Five (5) minutes are assigned for each speaker.

A. PRESENTATION:

1. Oath of Office

B. REPORT FROM THE CHAIR:

C. ITEMS FOR DISCUSSION / APPROVAL:

1. Approve a two-year loan of the installation on the Tahquitz median entitled The Art of Taming Horses, subject to a loan agreement with the artist, Christopher Myers, not to exceed \$20,000
2. Discussion of Report to City Council: New Directions
3. Discussion on developing a policy regarding removal of public art by owner or the City
4. Recommend payment of invoice from Sarah Scheideman in the amount of \$3,500 for updates to and maintenance of “Felt Eye View of Palm Springs”

E. COMMITTEE REPORTS:

1. Stop in the Name of Love (Traffic Boxes)
2. Other Mini-Grants

5. COMMISSIONER COMMENTS/REPORTS/REQUESTS:

6. REPORT FROM DIRECTOR/STAFF:

ADJOURNMENT: The Public Arts Commission will adjourn to a Regular Meeting, Wednesday May 19, 2021 5:30 p.m. via teleconference.

It is the intention of the City of Palm Springs to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, or in meetings on a regular basis, you will need special assistance beyond what is normally provided, the City will attempt to accommodate you in every reasonable manner. Please contact the Office of the City Clerk, (760) 323-8204, at least 72 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible.

Pursuant to G.C. Section 54957.5(b)(2) the designated office for inspection of records in connection with the meeting is the Office of the City Clerk, City Hall, 3200 E. Tahquitz Canyon Way (760) 323-8204.

AFFIDAVIT OF POSTING

I, JAY VIRATA, Community & Economic Development Director for the City of Palm Springs, California, certify this Agenda was posted at or before 5:30 p.m. on April 15, 2021, as required by established policies and procedures.

/s/ Jay Virata

Jay Virata, Director
Community & Economic Development



City Council Staff Report

Date: January 28, 2021

NEW BUSINESS

Subject: APPROVAL OF ART PLACEMENT "ALTANVIRO AND LOPER" BY CHRISTOPHER MYERS AT SIX LOCATIONS WITHIN THE TAHQUITZ CANYON WAY MEDIAN BETWEEN SUNRISE WAY AND EL CIELO ROAD AS PART OF THE 2021 DESERT X EXHIBITION

From: David H. Ready, City Manager

By: Marcus L. Fuller, Assistant City Manager

At the December 16, 2020, Public Arts Commission meeting the Commission recommended that the City Council approve the placement of art at six locations within the Tahquitz Canyon Way median between Sunrise Way and El Cielo Road, and recommended the City Council approve an expenditure of \$30,000 in Public Art Funds for installation of the art on a temporary basis through the Desert X exhibition. This item will provide the City Council's formal approval of the Commission's request.

RECOMMENDATION:

1. Approve the temporary placement of public art "Altanviro and Loper" by the artist Christopher Myers at six locations within the Tahquitz Canyon Way median between Sunrise Way and El Cielo Road;
2. Authorize the City Manager to execute a License Agreement with Desert X and/or Christopher Myers, in a legal form acceptable by the City Attorney, for temporary placement of public art "Altanviro and Loper" by the artist Christopher Myers at six locations within the Tahquitz Canyon Way median between Sunrise Way and El Cielo Road; and
3. Authorize an expenditure of \$30,000 from Public Art Funds for installation of the public art.

BACKGROUND:

The Desert X 2021 exhibition was originally planned throughout the Coachella Valley from February 6 through April 11, 2021, however, it has since been delayed until later this year when it is safer for the public to view the exhibits. In Palm Springs there are four exhibits planned that include two exhibits on private property, one exhibit utilizing billboards located along Gene Autry Trail, and one exhibit proposed on public property

ITEM NO. 5B

located within the Tahquitz Canyon Way median between Sunrise Way and El Cielo Road. A presentation on the Desert X 2021 exhibit proposed on public property on the Tahquitz Canyon Way median is provided as **Attachment 1**.

At the December 16, 2020, Public Arts Commission meeting the Commission recommended that the City Council approve the placement of art at six locations within the Tahquitz Canyon Way median between Sunrise Way and El Cielo Road, and recommended the City Council approve an expenditure of \$30,000 in Public Art Funds for installation of the art on a temporary basis through the Desert X exhibition.

STAFF ANALYSIS:

As shown in the Desert X 2021 presentation, the public art proposed for installation on Tahquitz Canyon Way will be installed on six concrete pads previously constructed within the median for public art. Two public art locations are on either side of Saturnino Drive as shown in Figures 1 and 2.



Figure 1



Figure 2

Two public art locations are between Sunset Way and Farrell Drive as shown in Figures 3 and 4.



Figure 3



Figure 4

One public art location is just west of Louella Road as shown in Figure 5.



Figure 5

One public art location is just west of Civic Drive as shown in Figure 6.

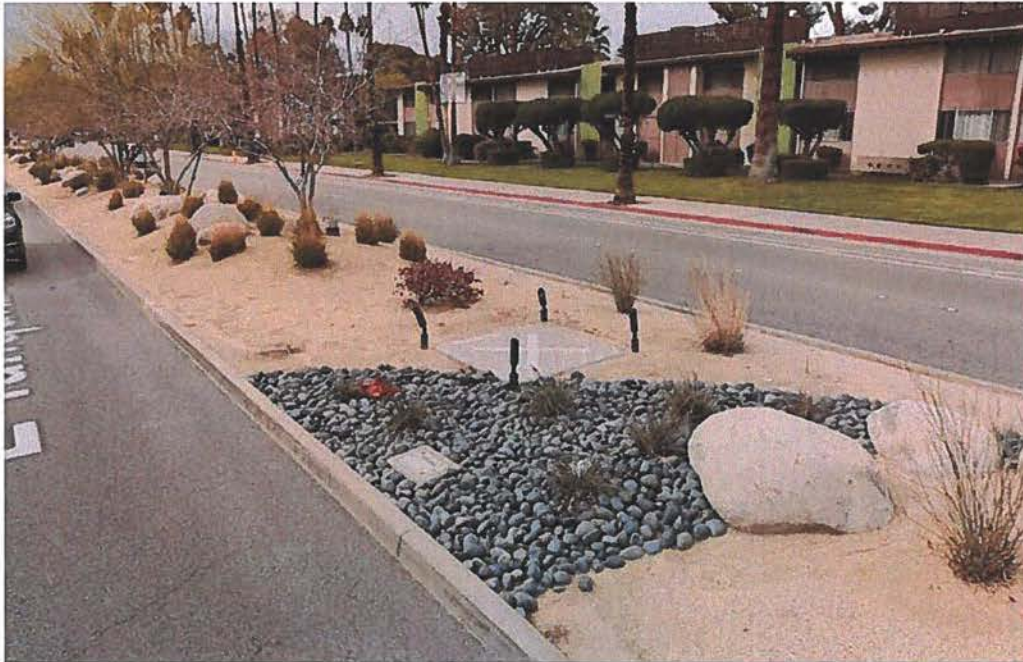


Figure 6

Christopher Myers, an artist selected by Desert X to exhibit public art this year is proposing to install public art entitled “Altanviro and Loper” described as:

On six stations along Tahquitz Canyon stand sculptures with draping banners that tell the story of two ranchers—one Mexican and one African-American—whose personal adversities and love for raising horses lead them to creating a welcoming commune in the place that would eventually become Palm Springs. While the story is fictional it speaks broadly to the truths that exist in the slippage between history and mythology. Altanviro stands in for the thousands of Mexican migrants who’ve come to call the Coachella Valley home and Loper reminds us that long ago many who fled bondage in search of freedom traveled South, perhaps even through this desert, on their way to free townships along Mexico’s northern border. This story of acceptance, although never perfect, echoes amongst many communities who have found a welcoming home in this place.

A representation of the public art is shown in Figure 7 on the following page. The public art includes a 6-foot tall horse with an adjacent banner positioned and fixed between two 10-foot tall poles. The location of the public art and the manner of its installation has been reviewed by Staff and deemed acceptable.

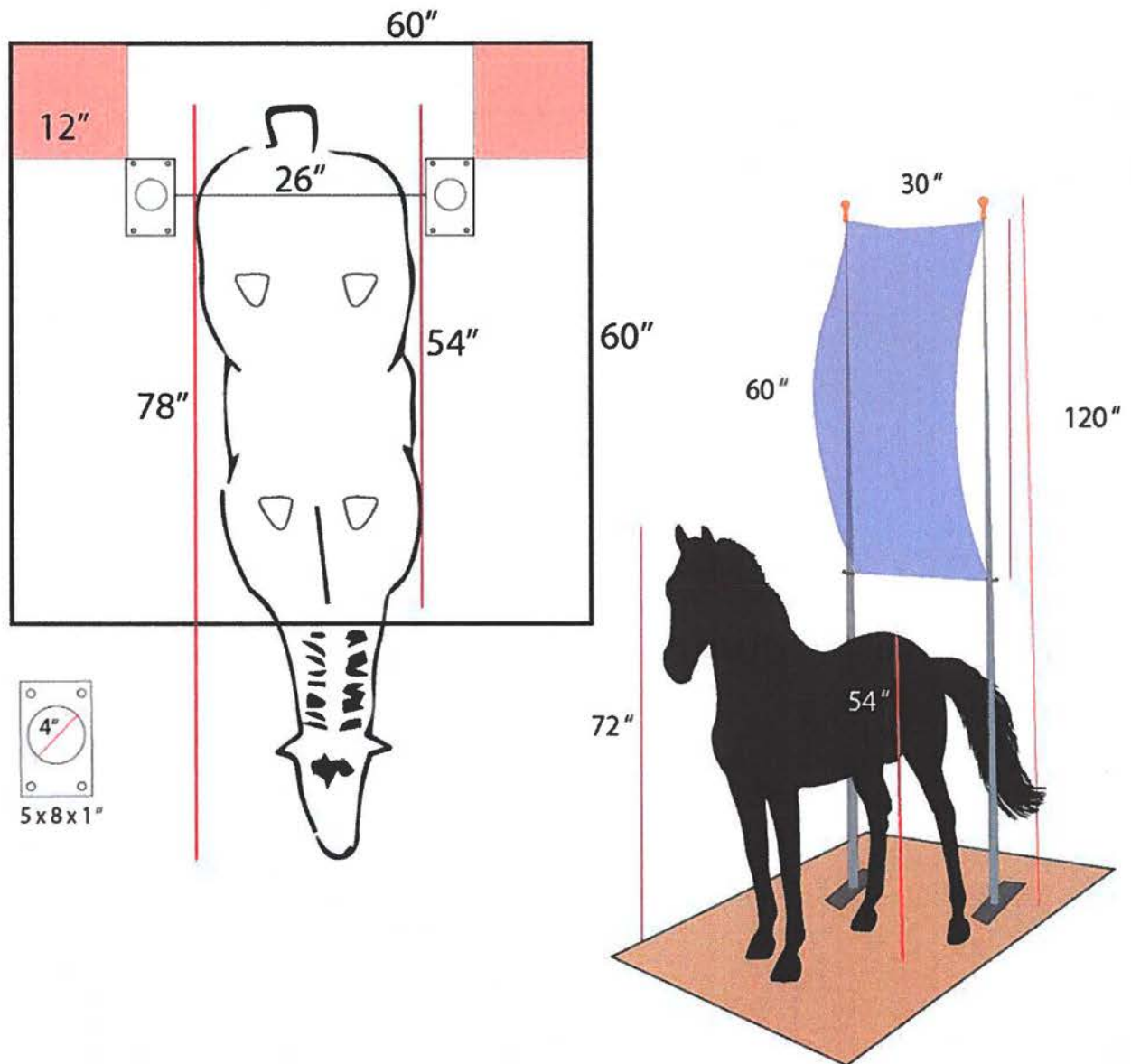


Figure 7

The banner depicted in Figure 7 is better represented by a multi-colored graphic provided in Figure 8. This is the banner that will be installed with the horse sculpture.

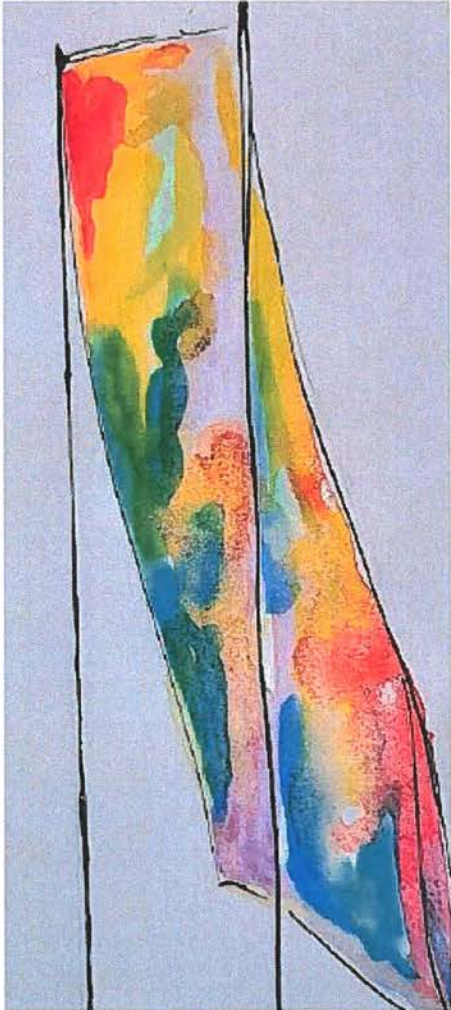


Figure 8

The artist will be selecting a contractor to fabricate the poles for the banners, and the foundations for the installation of the poles and horse onto the existing concrete pads. The estimated cost for the installation is \$25,000. The Public Arts Commission recommended the City Council authorize an expenditure of up to \$30,000 in addition to any required City review fees for the installation.

The public art would be placed temporarily for the Desert X 2021 exhibition that was originally planned from February through April, with a potential extension of time subject to City review and approval. The Desert X 2021 exhibition is currently delayed due to the COVID-19 pandemic, but this action would authorize the installation of this temporary art to the extent the Desert X 2021 exhibition is scheduled later this year.

Approval of this item will require the City Manager to execute a License Agreement for placement of the art on public property, in a form acceptable to the City Attorney. Additionally, a contract services agreement between the City and the artist, or the contractor selected by the artist, in a form acceptable to the City Attorney will be required to facilitate the City's expenditure of Public Art Funds for the installation of the art.

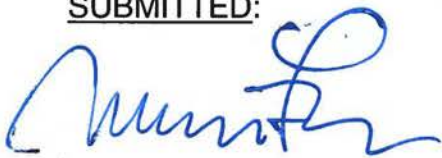
ENVIRONMENTAL IMPACT:

Section 21084 of the California Public Resources Code requires Guidelines for Implementation of the California Environmental Quality Act ("CEQA"). The Guidelines are required to include a list of classes of projects which have been determined not to have a significant effect on the environment and which are exempt from the provisions of CEQA. In response to that mandate, the Secretary for Resources identified classes of projects that do not have a significant effect on the environment and are declared to be categorically exempt from the requirement for the preparation of environmental documents. In accordance with Section 15301 "Existing Facilities," Class 1 (c) projects consist of "Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities," and approval of this item is considered categorically exempt from CEQA.

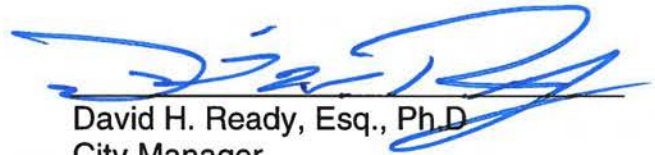
FISCAL IMPACT:

The Fiscal Year 2020/2021 budget included \$499,590 in the Public Art Fund (Fund 150), a separate Fund established for acquisition and maintenance of public art in accordance with Chapter 3.37 of the Palm Springs Municipal Code. Sufficient funding is available in the Public Arts Account #150-4408-43200.

SUBMITTED:



Marcus L. Fuller, MPA, P.E., P.L.S.
Assistant City Manager

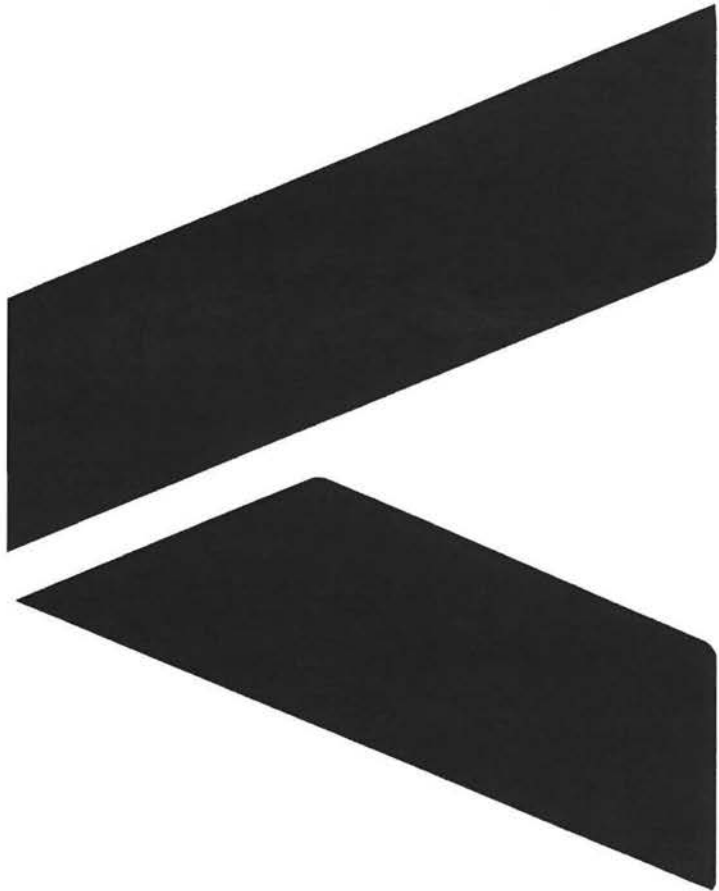


David H. Ready, Esq., Ph.D.
City Manager

Attachments:

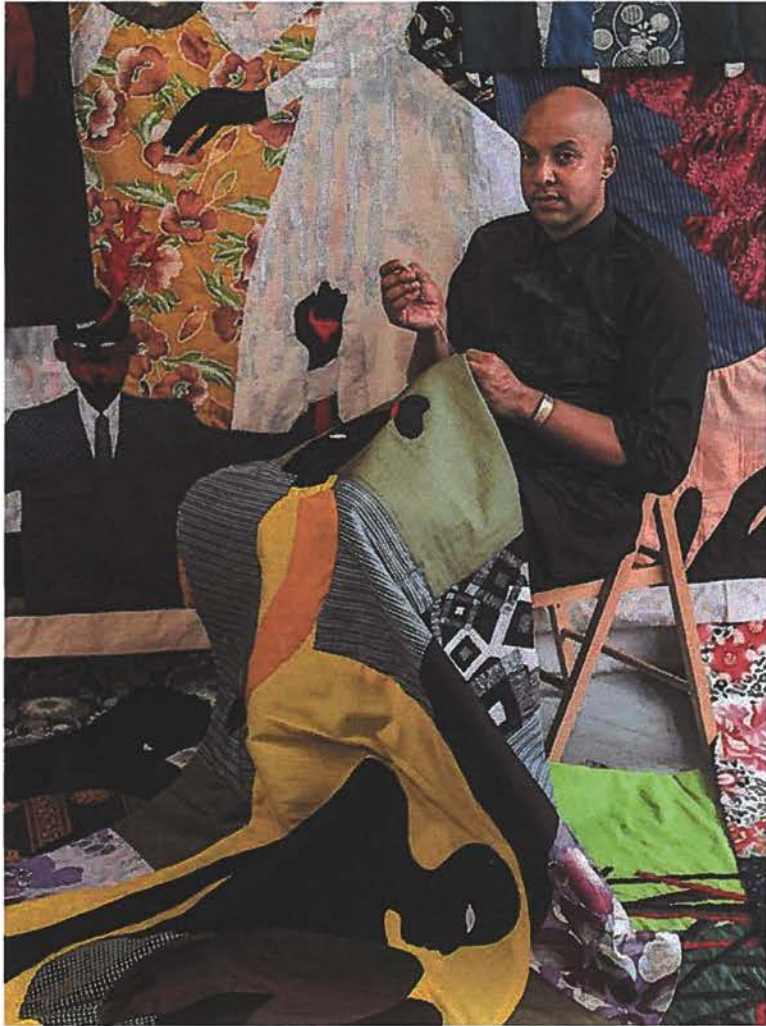
1. Desert X 2021 Exhibit

ATTACHMENT 1



Artist Project

Christopher Myers



[Artist's Website](#)

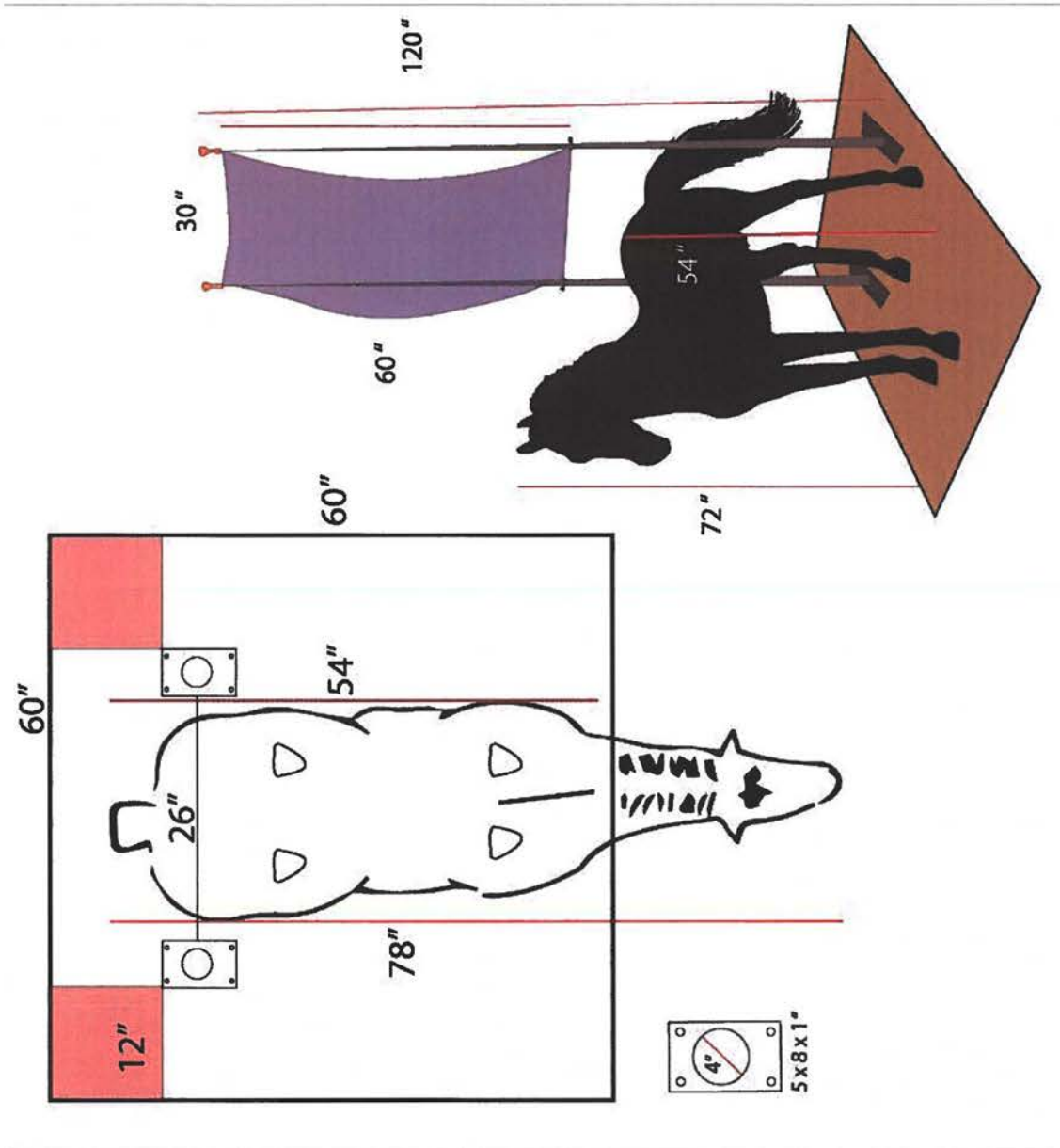
Christopher Myers

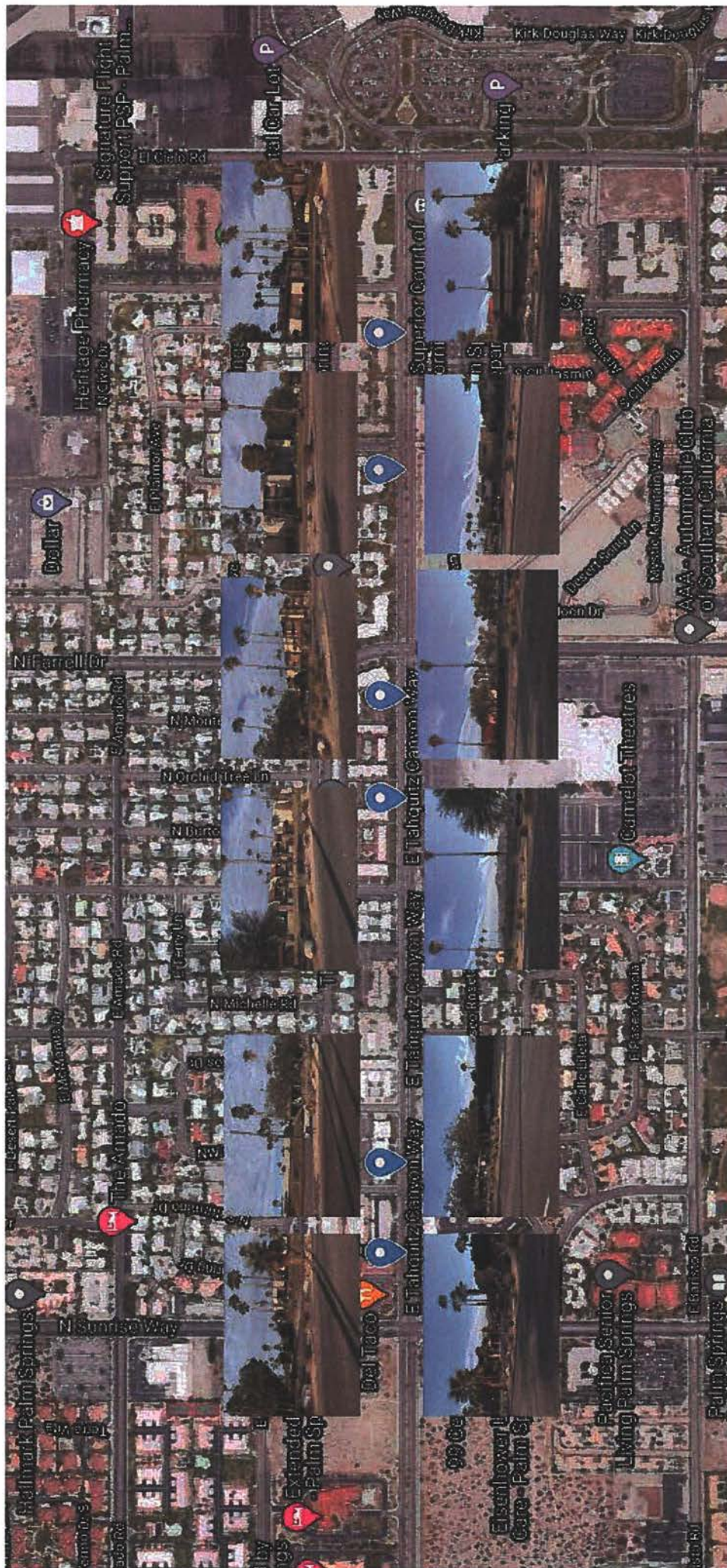
Born 1974 | New York, NY

Christopher Myers is a multidisciplinary artist whose projects manifest in visual art, theatre, and literature. Through a practice deeply rooted in collaboration, Myers mines the intimate dimensions of the global, creating works that unveil relationships between distinct peoples and places.

Christopher Myers | *Altanviro and Loper*

On six stations along Tahquitz Canyon stand sculptures with draping banners that tell the story of two ranchers—one Mexican and one African-American—whose personal adversities and love for raising horses lead them to creating a welcoming commune in the place that would eventually become Palm Springs. While the story is fictional it speaks broadly to the truths that exist in the slippage between history and mythology. *Altanviro* stands in for the thousands of Mexican migrants who've come to call the Coachella Valley home and *Loper* reminds us that long ago many who fled bondage in search of freedom traveled South, perhaps even through this desert, on their way to free townships along Mexico's northern border. This story of acceptance, although never perfect, echoes amongst many communities who have found a welcoming home in this place.





Artwork Installation Specs:

Column height: ~10 foot

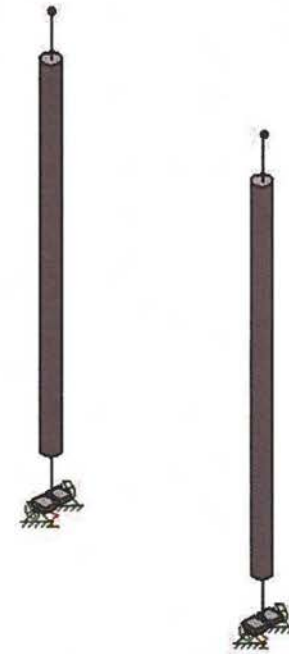
Column size: 4" round tube with 3/16" wall

Base plate per leg: 4"x8"x1"

The flag height: ~4 foot tall

Four 5/8" bolts per plate epoxied to the concrete

Placed 6" from the center of the bolt to the edge of the concrete, so the center of the pole will be ~10"-12" from the edge of the concrete



DRAFT

**AGREEMENT FOR PLACEMENT AND LOAN
OF ARTWORK**

THIS AGREEMENT FOR PLACEMENT AND LOAN OF ARTWORK ("Agreement") is entered into as of this ____day of _____, by and between the City of Palm Springs, a California charter city and municipal corporation ("City"), and Christopher Myers("Artist")

RECITALS

- A. The City has established a Public Arts Program, which authorizes the placement of works of art on appropriate private and public property, which encourages public access, and viewing of the artwork.
- B. Under the Public Arts Program, artwork may be loaned to the City with or without a fee paid for loan term.
- C. Owner desires to loan a work of art and have such work of art placed on public property in accordance with this Agreement and the City of Palm Springs Public Arts Program as established by Chapters 2.24 and 3.37 of the Palm Springs Municipal Code (Public Arts Ordinance).

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, the parties hereby agree that acceptance of the loan of the artwork described below of this Agreement is subject to the following conditions:

1. City Representative: The City Manager, or this designee, a Contract Officer of the City ("City Manager"), shall be the City's designated representative with respect to this Agreement. Under the direction of the City Council, the City Manager shall have the authority to give approvals or consents required hereunder and to otherwise act on behalf of the City of purposes of this Agreement.
2. Loan Fee: City shall pay a loan fee in the amount of _____ payable within thirty (30) days of installation and receipt of invoice from Owner.
3. Loan Term: The loan term shall be until _____, with an option to renew for an extended period of time as agreed upon by both parties.
4. Termination: Both the City and the Owner have the right to terminate this Agreement upon thirty (30) days' advance written notice, with or without cause. Upon termination, the City shall cause the artwork to be removed at City's cost and expense.
5. The Artwork: The Owner will loan to the City a "The Art of Taming Horses" as shown below.

6. Location and Site Preparation: The artwork shall be located on the Tahquitz Way median in Palm Springs.
7. Security: City shall be responsible for security to protect the artwork from damage, vandalism, or theft.
8. Transport: The artwork shall be delivered to the City by the artist ready for installation.
9. Insurance: City shall procure and maintain, in a form and amount consistent with the City's past practice in insuring public art installed and maintained on City owned property, appropriate insurance for the artwork. City shall provide Owner with a Certificate of Insurance naming Owner as an additional insured.
10. Care and Condition: The artwork is loaned in good condition unless otherwise noted. The artwork should be examined for condition upon receipt. The artwork shall at all times be given special care to protect it against loss, damage or deterioration. Should loss or damage or deterioration be noted, the Owner is to be notified immediately and in detail. It is understood that the artworks covered by this Agreement shall remain in the condition in which they are received. The artwork shall not be, repaired, retouched, moved, or altered in any way. Regularly scheduled cleaning of artwork shall be performed by Owner.
11. Credit: During the term of this Agreement, all formal references to the Artwork shall include the following credit line: "Collection of Palm Springs Public Arts Commission on loan from Christopher Myers.

Artwork Title: The Art of Taming Horses

Artist: Christopher Meyers

Location: Tahquitz Way median



IN WITNESS WHEREOF, the parties have entered into this Agreement as of the date first above written.

"OWNER"

Its.....

Its_ _ _ _ _

"CITY"

CITY OF PALM SPRINGS
A Municipal Corporation

City Manager

Desert X

The Art of Taming Horses – Christopher Meyers

On six stations along Tahquitz Canyon Way stand sculptures with draping banners that tell the story of two ranchers — one Mexican and one African-American — whose personal adversities and love for raising horses led them to create a welcoming community in the place that eventually would become Palm Springs. While the story is fictional, it speaks to the truths that exist in the slippage between history and mythology. Altavero stands in for the thousands of Mexican migrants who have come to call the Coachella Valley home, and Loper reminds us that long ago many who fled bondage in search of freedom traveled south, perhaps even through this desert, on their way to free townships along Mexico's northern border. This story of acceptance, although never perfect, echoes among many communities that have found a welcoming home in this place.

Christopher Myers (New York, New York, 1974) is a multidisciplinary artist who works in visual art, theater, and literature. Through a practice rooted in collaboration, Myers mines the intimate dimensions of the global, creating works that unveil relationships between distinct peoples and places.

The Art Of Taming Horses

33.823167, -116.513278

Tahquitz Canyon Way between Sunrise Way and Civic Drive, Palm Springs

@kalyban @_desertx

Photos by @lance.gerber





Sarah Scheideman

39615 Kirkwood Ct
Rancho Mirage, CA
760-409-6445

Invoice

Submitted on 10/27/2020

Invoice for

Palm Springs Public Arts Commission
City of Palm Springs

Invoice

1

Project

"Felt Eye View of Palm
Springs"

Due date

12/15/2000

Description	Hours	Unit price	Total price
15 new items - updating public art pieces (each piece takes 2 hours to craft)	30	\$35.00	\$1,050.00
5 replacement items - items damaged in transportation	20	\$35.00	\$700.00
Maintenance and restoration - Frame damage in storage	8	\$35.00	\$280.00
Preparing for installation - cleaning and prep for install	8	\$35.00	\$280.00
The Art Collective's clear acrylic case price estimate for frame	1	\$1,000.00	\$1,000.00
The Art Collective transportation transportation and storage	1	\$190.00	\$190.00

Notes:

Subtotal **\$3,500.00**

Total

\$3,500.00