



City of San Diego Commission for Arts and Culture

PUBLIC ART COMMITTEE

AGENDA

Hyperlink to view meeting at its scheduled time via YouTube is available [here](#)

Friday, November 6, 2020

9:30 a.m. – 11:30 a.m.

9:30 a.m.	I.	Call to Order	Ben Meza, Chair
9:35 a.m.	II.	Non-agenda Public Comment	
9:45 a.m.	III.	Chair's Reports	
		A. Commission Business	
		B. ACTION – October 2, 2020 Minutes	
		C. Other Reports	
10:00 a.m.	IV.	ACTION – Artwork Acquisition Proposal: Donation of Artwork by Kim Emerson	Lara Bullock, Civic Art Project Manager
10:30 a.m.	V.	Presentation – Preliminary Artwork Idea for Fairmount Avenue Fire Station by Susan Logoreci	Lara Bullock, Civic Art Project Manager
11:00 a.m.	VI.	Reports	Christine E Jones, Chief of Civic Art Strategies
		A. Staff Reports	
		B. Committee Member Reports	
11:30 a.m.	VII.	Adjourn	

Meeting will be aired live and recorded. PUBLIC COMMENT: Any member of the public may address the Committee on any subject in its area of responsibility on any matter not presently pending or previously discussed at the Committee. Pursuant to the provisions California Executive Order 29-20, Committee meetings will be held via teleconference until further notice. In lieu of in-person attendance, members of the public may submit their comments via a public comment [webform](#), or they may join the meeting as a "webinar attendee" at the link provided in the [Commission or Committee meeting website](#). For members of the public wishing to address the Committee under Public Comment via the [webform](#) prior to the meeting, instructions for word limitations and deadlines will be noted on the [webform](#). Pursuant to open meeting laws, no discussion or action, other than a referral, shall be taken by the Committee on any issue brought forth under non-agenda public comment. As required by the Americans with Disabilities Act (ADA), requests for agenda information to be made available in alternative formats, and any requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for alternatives to observing meetings and offering public comment as noted above, may be made by contacting the City Clerk at (619) 533-4000 or <mailto:cityclerk@sanidiego.gov>. The City is committed to resolving accessibility requests swiftly in order to maximize accessibility.



City of San Diego Commission for Arts and Culture

PUBLIC ART COMMITTEE (PAC)

MINUTES

Friday, October 2, 2020

Members Present

Ben Meza, Chair
Jason Whooper, Vice Chair
Linda Caballero Sotelo
Anthony Graham
Melinda Guillen
Larry Herzog
Eun Jung Park
Doreen Schonbrun
Tiffany Wai-Ying Beres
Janet Poutré, Ex Officio

Members Absent

Staff Present

Lara Bullock
Christine E. Jones
Charles G. Miller

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- I. Call to Order | [View Here](#) – Commissioner Ben Meza called the City of San Diego (City) Commission for Arts and Culture’s Public Art Committee (PAC) to order at 9:30 a.m. via an online meeting platform pursuant to the provisions of California Executive Order 29-20.
- II. Non-agenda Public Comment – None
- III. Chair’s Reports
- A. Commission Business – [View Here](#)
- B. **ACTION** – July 10, 2020 Minutes | [View Here](#) – Commissioner Ben Meza introduced the item. **Linda Caballero-Sotelo made a motion to approve the PAC minutes of July 10, 2020. Tiffany Wai-Ying Beres seconded the motion. The vote was 8-0-0; the motion passed.**
- Yea: Caballero-Sotelo, Graham, Guillen, Herzog, Meza, Park, Wai-Ying Beres, and Whooper (8)
- Nay: (0)
- Abstention: (0)
- Recusal: (0)
- C. Other Reports – None
- [Commissioner Doreen Schonbrun entered the meeting at 9:36]
- IV. **ACTION** – Acquisition of Artworks for Civic Art Collection through SD Practice Purchase | [View Here](#) – **Linda Caballero-Sotelo made a motion to Advise the City of San Diego Commission for Arts and Culture to recommend to the City of San Diego the purchase of 105 artworks through SD Practice for inclusion in the Civic Art Collection, as submitted by the SD Practice artwork**

selection panel. Doreen Schonbrun seconded the motion. The vote was 9-0-0; the motion passed.

Yea: Caballero-Sotelo, Graham, Guillen, Herzog, Meza, Park, Schonbrun, Wai-Ying Beres, and Whooper (9)

Nay: (0)

Abstention: (0)

Recusal: (0)

- V. Informational Presentation – Relocation of Presidio Park “Padre” and “Indian” Sculptures | [View Here](#)
- VI. Reports
 - A. Staff Reports – [View Here](#)
 - B. Committee Member Reports – None
- VII. Adjourn – Commissioner Meza adjourned the meeting at 10:48 a.m.

DRAFT



Commission for Arts and Culture

STAFF REPORT

DATE ISSUED: November 3, 2020

ATTENTION: Public Art Committee

SUBJECT: Artwork Acquisition Proposal: Donation of Artwork by Kim Emerson

REFERENCES: 1) Application from Kim Emerson for Donation of Artwork by Kim Emerson
2) [San Diego Municipal Code Section 26.0722 – Control of Artworks](#)
3) [Administrative Regulation 95.00 – Management of the Civic Art Collection](#)
4) [Commission for Arts and Culture Department Instruction 1.00 – Collection Management Policy for the Civic Art Collection](#)

STAFF CONTACT: Lara Bullock, Civic Art Project Manager

STAFF RECOMMENDATION:

Recommend to the City of San Diego Commission for Arts and Culture (Commission) that the Executive Director of the Commission accept the proposed donation of an artwork for inclusion into the Civic Art Collection upon the fulfillment of eight conditions:

1. All other City Departments that are stakeholders (i.e. Parks and Recreation Development Services Department, etc.) indicate support/approvals for the installation and exhibition of the artwork on the northwest corner of the Adams Recreation Center building at 3491 Adams Avenue, San Diego 92116.
2. The artists and donor, Kim Emerson agrees to donate the artwork as an unrestricted gift to the City.
3. Kim Emerson agrees to modify design, fabrication, transportation and installation plans, if requested by the City, to address any safety, liability, environmental and accessibility issues.
4. Kim Emerson, supplies the City with a maintenance instruction manual in a format to be determined by City staff.
5. The artist/copyright holder agrees to grant the City a nonexclusive irrevocable and royalty-free license to reproduce the artwork for all

standard City educational, public relations, tourism and arts promotional purposes.

6. The artist agrees to the City's standard Visual Artists Rights Act (VARA) and California Art Preservation Act (CAPA) waivers.

SUMMARY:

In August 2020, City staff received a donation application from Kim Emerson (Donor). The Donor is proposing a gift to the City of San Diego (City) that includes a mosaic artwork by Kim Emerson to be sited on the northwest corner of the Adams Recreation Center building at 3491 Adams Avenue, San Diego 92116. Staff evaluated the application utilizing the artwork accession criteria and site selection criteria contained in the *City of San Diego Commission for Arts and Culture Department Instruction - Collection Management Policy for the Civic Art Collection*. The results of the staff's analysis include:

RE: ARTWORK CRITERIA

Public Safety: If the artwork is installed properly within the proposed location (i.e. methods and materials safe for the public), it is unlikely to pose hazards or threats to public safety or public health and/or is unlikely to pose a potential liability for the City in any other way. The Donor would be required to submit construction plans/drawings to Development Services Department for review and approval.

Cost: If the donation is accepted, the Donor will be responsible for all costs associated with the design, fabrication, transportation and installation of the artwork, which is projected to be \$50,000. Kim Emerson has indicated that she is willing to assist the City with maintenance of the artwork, if needed. The City will be responsible for implementing future maintenance, handling, and conservation, cost projections for which are currently unavailable.

Availability of Resources: Staff is available to provide administrative services to the Donor in order to execute a deed of gift and/or agreement. However, resources for funding future artwork transportation, installation, maintenance, and conservation are limited.

Relevance: *To the Collecting Mission:* The artwork demonstrates an acceptable level of creativity of the artist, thus providing an aesthetic and cultural experience for San Diego's residents and visitors. The artist lives and works in San Diego County (see bio for more information). Due to the placement of the artwork and its relatively large size, the artwork may serve to balance urbanization and development with humanizing elements. *To the Scope of the Collection:* The artwork falls within the scope of the collection in object type as well as chronological and geographical origin. The artist is currently represented in the Civic Art Collection titled *Oceanlife, Sun, and Waves* (2002.5).

Excellence: The artwork exemplifies a satisfactory level of aesthetic quality and workmanship.

Significance: The application does not indicate that the artwork is of special significance in the artist's body of work. The artist's work is held in a number of public collections across California, including many in San Diego.

Condition: The Donor reported that the artwork will be newly constructed and therefore, will be in excellent condition.

Maintenance: Upon acceptance, the City will be responsible for determining methods of and overseeing ordinary maintenance and conducting extraordinary maintenance and conservation. Kim Emerson has indicated that she is willing to assist the City with maintenance of the artwork, if needed.

Security: No security measures have been recommended.

Relationship to Site: The artwork is proposed to be sited in Normal Heights on the northwest corner of the Adams Recreation Center building at 3491 Adams Avenue, San Diego 92116. The artwork will serve to activate the Adams Recreation Center and the surrounding neighborhood. The Donor indicated that they believe the artwork's placement will reflect the diversity and community of Normal Heights and that the project has great community support.

Legal and Ethical Considerations: If the donation of artwork is approved, it will be formalized in a deed of gift and/or agreement between the Donor and the City. The Donor has indicated that the artist will provide a royalty-free license to reproduce images of the artwork for noncommercial purposes. The artist will be required to agree to the terms of the City's standard Visual Artists Rights Act (VARA) and California Art Preservation Act (CAPA) waivers.

Timing: The timeframe is dependent upon the contracting/permitting process and availability of the artist and/or vendor to transport and install the artwork.

Selection Process for the Artist: The artwork was selected by the artist and Donor Kim Emerson, owner of Kim Emerson Mosaics, LLC and the San Diego Mosaic School.

Community Feedback: The Donor indicated that placement of the artwork on the Adams Recreation Center is supported by members of Normal Heights Urban Arts, as well as the Adams Recreation Advisory Group and staff of the Adams Recreation Center. The public participated in an artist-driven charette held on October 9, 2018. The design proposed is a result of the charette and input from additional community groups who meet monthly in Normal Heights including the Normal Heights Planning Group, Adams Avenue Business Association, Parent-Teacher & Community Organization of Adams Elementary (PTCO), and the Normal Heights Community Association.

Restrictions: While not a restriction of the donation, the Donor's preference is for the artwork to be sited on the corner of northwest corner of the Adams Recreation Center building at 3491 Adams Avenue, San Diego 92116. If it is deemed necessary for the artwork to be installed elsewhere, the Donor has designed it so that it may be easily de-installed and re-installed elsewhere.

Commemorative Significance: Not applicable.

Fair Exchange: Not applicable.

Fair Purchase Price: Not applicable.

RE: SITE SELECTION CRITERIA

Ownership: The City owns the Adams Recreation Center, which is recommended for siting the artwork.

Public Safety: If the artwork is installed properly within the proposed location on the northwest corner of the Adams Recreation Center building (i.e. methods and materials safe for the public), it is unlikely to pose hazards or threats to public safety or public health and/or is unlikely to pose a potential liability for the City in any other way. The artwork will be bolted onto the wall using Dynabolt Sleeve Anchors that will allow for easy de-installation if required in the future. The Donor may be required to submit construction plans/drawings to the Development Services Department for review and approval.

Security: The City is patrolled by the San Diego Police Department. However, theft and vandalism in the form of tagging still occurs from time to time.

Maintenance: Recreation centers are managed by the Parks & Recreation Department of the City of San Diego.

Accessibility: The City complies with the Americans with Disabilities Act of 1990 and Council Policy 100-04 Americans with Disabilities Act/City Contractors. Prior to installation, City staff will review the placement of the artwork for ADA compliance.

Context: The artwork is proposed to be sited on the northwest corner of the Adams Recreation Center building at 3491 Adams Avenue, San Diego 92116. The installation will serve to further activate this recreation center and the surrounding neighborhood.

Support of City Departments: Staff will route the donation application with the analysis and recommendation from the Commission for Arts and Culture to relevant City departments for feedback and recommendations about the proposal.

Community Support: The Donor indicated general support from the community on the proposed placement and concept of the artwork through a charette held on October 9, 2018, and continued support from Normal Heights Planning Group, Adams Avenue Business Association, Parent-Teacher & Community Organization of Adams Elementary (PTCO), and the Normal Heights Community Association, and Normal Heights Urban Arts.

Adherence to Relevant Plans: The City adheres to existing community plans and land use plans, such as the City's General Plan.

Evaluation criteria the Public Art Committee (PAC) will use to decide whether to recommend to the Commission that the Executive Director accept the proposed donation on behalf of the City may include all or some of those given in the *City of San Diego Commission for Arts and Culture Department Instruction - Collection Management Policy for the Civic Art Collection*.

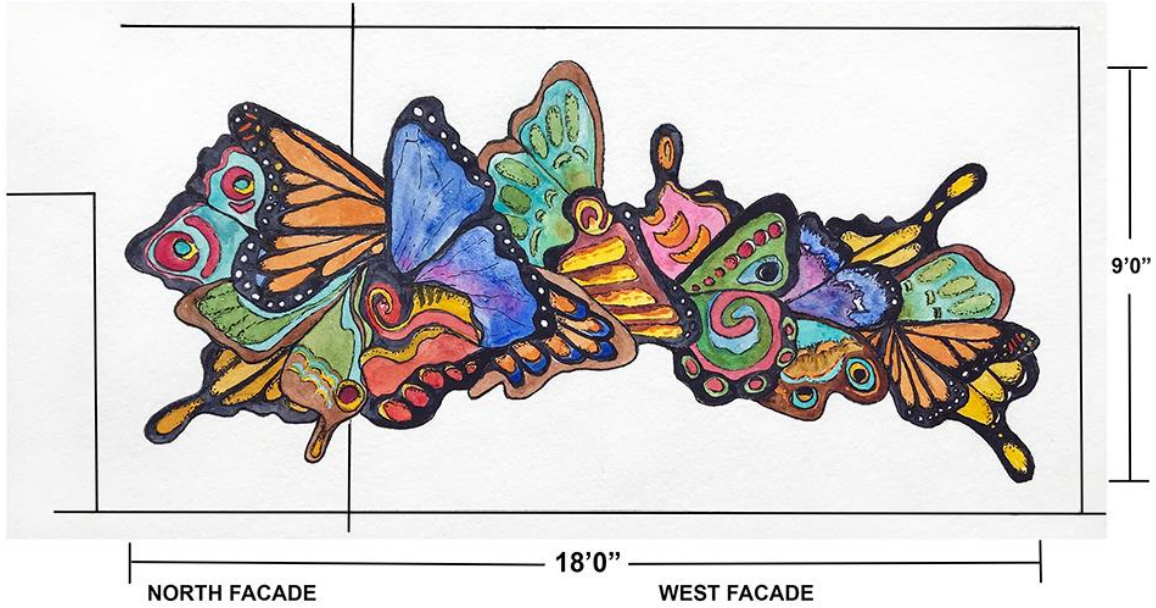
The Executive Director of the Commission will consider the recommendation from City staff, the Public Art Committee, the Commission, and any other pertinent stakeholders before making the final decision on whether to accept the proposed donation on behalf of the City.

FISCAL CONSIDERATIONS:

If the City accepts the proposed donation, the artwork will be accessioned into the Civic Art Collection after its installed and inspected at the site and will be responsible for its stewardship. The Donor is responsible for all costs, including design, fabrication, transportation and installation..

**DONATION of a MOSAIC MURAL to the
CITY of SAN DIEGO for the**

**ADAMS RECREATION CENTER, 3491 Adams Avenue
entitled "KALEIDOSCOPE of BUTTERFLIES"
to be created & donated by artist KIM EMERSON
for the COMMUNITY of NORMAL HEIGHTS**



Proposed mosaic mural design
Scale 1/2" = 1'0" August 2020



