

**CHERRY HILLS VILLAGE ART COMMISSION ■**

Minutes of the Public Art Commission
City of Cherry Hills Village, Colorado
Monday, January 28, 2013
at the Village Center

8:30 a.m.

ROLL CALL

Commission members in attendance: Ann Polumbus, Douglas Smooke, Gay Warren, Teresa Harbaugh, Councilor VanderWerf. Employees present: Karen Proctor, Director of Finance, Pamela Broyles, Administrative Assistant.

CALL TO ORDER

Ms. Polumbus called the meeting to order at 8:32 a.m.

APPROVAL OF MINUTES

Ms. Gay Warren moved to approve the November 26, 2012 minutes as amended. Ms. Teresa Harbaugh seconded the motion and it passed unanimously.

AUDIENCE PARTICIPATION

Laura Christman
18 Cherry Lane Drive
Cherry Hills Village

Ms. Christman stated that she is here as a representative of the equine community. She requested that as the Art Commission moves forward with placing art around the City that they consult with the equine community first. She stated that most communities don't have to worry about horses, but in Cherry Hills Village horses need to be considered. She asked the Commission to take into consideration when placing art that there may be a person or a horse in that area and there could be safety issues. Ms. Christman stated that she would be the contact for the equine community.

Mr. Smooke suggested that as the placement of art comes up on the Art Commission's agenda that the equine community attend those meetings and share any concerns.

Councilor VanderWerf noted that there will be areas such as entry features where art would not affect the horse community.

Ms. Christman clarified that there are a few areas in the City where there are breaks in the trails and horses need to use the street and/or sidewalk for access.

REPORTS**a. Mayor Tisdale - Report to Art Commission**

Mayor Tisdale addressed the Art Commission and applauded the Commission's work on Public Art in Cherry Hills Village. He noted that the placement and dedication of the Anthony Heinz May sculpture in Three Pond Park is an example of an exceptional

achievement that could not have happened without the talent and energy of the Art Commission. Mayor Tisdale encouraged the Commission to examine placing art in the new Joint Public Safety Facility.

Mayor Tisdale recalled a statement that was previously made regarding the formation of the Art Commission. He clarified that the Art Commission was established by way of a resolution and not an ordinance. He previously made the statement that the Art Commission has the freedom to spend their budget, but a resolution does require that the expenditure of the funds within the budget must come before City Council for approval. He said he has suggested that Council explore the creation of the Art Commission by way of an ordinance so it is embedded in the code for a sense of permanence and stability.

Mayor Tisdale addressed the Art Commission regarding contributions made to the Commission. He noted that the new City Attorney has direct experience concerning this matter. He said he understands that contributions are needed to fund some of the Commission's work as the City's budget cannot sustain the budget needed for art. He said it is important to note that contributions made to the City do constitute tax deductible contributions. The City Attorney will draft a form that can be provided to potential donors that very carefully states that the City does not express an opinion as to whether the contribution is tax deductible and suggests seeking advice from their own independent tax advisor. He addressed the issue of donors that may want to have another avenue for making contributions. He said a group of citizens separate and apart from the City can create a separate fund to increase awareness and raise funds as was the genesis of the Cherry Hills Land Preserve. He noted that it is generally not the business of the City to form separate independent non profit or corporate entities.

Mr. Smooke asked the Mayor if there are any potential resources to place art in the new facility since the Art Commission has a limited budget.

Mayor Tisdale responded that there is not a separate budget preserved for art in the new building. He added that it is a shared facility and there may be some opportunities with the South Metro Fire authority to leverage what can be done with the Community Room. He also noted that there may be opportunities to create exhibit space for artists who can use this opportunity for marketing. He said it is at the discretion of the Art Commission to determine the criteria for indoor art and how to make selections.

Ms. Polumbus asked if emphasis should be put on placing art in the new building prior to moving forward with the outdoor piece from the CAFE Entry that the Commission is currently pursuing.

Mr. Tisdale responded that the Art Commission is the best judge of that. He said he does not want to change the Commission's agenda and various initiatives, but suggested that the City has been given a blank palette available to display art and this may be the time to use that energy to get an even higher profile for the Art Commission.

Councilor VanderWerf asked the Finance Director Karen Proctor to explain the process of how contributions made to the Art Commission are currently accounted for.

Ms. Proctor explained that contributions are placed in an escrow account called Art Commission Donations. These funds do not earn interest.

Mayor Tisdale emphasized that contributions are often restricted in terms of their use. Funds that are restricted can't be used for other purposes. He said there are ways that the City can provide assurances relative to the use of those funds for art purposes.

Ms. Polumbus asked if Finance Director Karen Proctor could serve on behalf of the Art Commission as the liaison to City Council for small expenditures.

Mr. Tisdale responded that he believes the intent of the resolution is that purchases of significant items must come before Council and a structure could be worked out with Karen Proctor.

OLD BUSINESS

a. Discussion of Reven Swanson Sculpture

The Commission discussed whether to pursue placing Reven Swanson's art piece at the entry of Happy Canyon and Quincy Avenue.

Ms. Harbaugh commented that after reviewing Ms. Swanson's presentation she suggested that the Commission approve two cranes versus three based on the space available in that location.

The Commission discussed what would fit best in the space and agreed to present the proposal with three cranes to City Council. Mr. Smooke will speak with Ms. Swanson to confirm that three cranes are appropriate for the space.

Mr. Doug Smooke moved to approve the expense of \$6,250 for the installation of Artist Reven Swanson's art piece to include three cranes to be placed at the entry of Happy Canyon and Quincy Avenue. Councilor VanderWerf seconded the motion.

The following votes were recorded:

Ann Polumbus	yes
Doug Smooke	yes
Gay Warren	yes
Councilor VanderWerf	yes
Teresa Harbaugh	nay

The motion carried with 4 ayes and 1 nay.

Mr. Doug Smooke and Councilor VanderWerf agreed to present the proposal for Reven Swanson's art at the City Council meeting on February 5, 2013.

b. Discussion of Art Commission Non Profit Status

The Commission discussed creating a separate organization to establish non profit status and assist the Art Commission with future projects. Ms. Polumbus asked Commission members to consider specific individuals who could serve on this organization.

c. Crier Article Assignment

There was nothing to report on this subject.

NEW BUSINESS

a. Plaque for Anthony Heinz May Sculpture

A plaque has been ordered for Anthony Heinz May's sculpture in Three Pond Park.

b. Photo Wall of Works by current Artists

Ms. Polumbus reported that the Commission needs to establish a location for a photo wall displaying pieces of art that have been placed in the City.

c. New Call for Entry

The Commission agreed to address whether to create another Call for Entry at the next Art Commission meeting once they have viewed the needs of the new Public Safety Facility. The Commission agreed to establish the criteria for art in the new facility.

d. 2013 Calendar of Events

Ms. Polumbus stated that the Art Commission needs to establish an events calendar for 2013.

Ms. Harbaugh introduced the names of two artists who have agreed to loan art pieces to the City for a minimum of one year. She provided the Art Commission with sample pictures of some of their work.

ADJOURNMENT

There being no further business the meeting was adjourned at 9:23 a.m. The next Art Commission meeting is scheduled for February 25, 2013.

TOUR OF PUBLIC SAFETY FACILITY

Following the meeting the Art Commission toured the new Public Safety Facility to determine opportunities for art.



Ann Polumbus
Committee Chairperson



Karen Proctor
Director of Finance



Pamela Broyles
Administrative Clerk