



MEETING MINUTES

Metro Development Center, 444 St. 5th Street, Suite 100

Louisville, Kentucky 40202

December 11, 2017

PRESENT	GUESTS	ABSENT
Anna Tatman, Chair	Elmer Lucille Allen	Miranda Lash
Sarah Lindgren		Chris Reitz
Bob Marino		Cathy Shannon
Gretchen Milliken		Glen Stuckel
Shannon Westerman		

The meeting was called to order at 4:18p and Anna Tatman, Commission Chair, welcomed meeting attendees. Commissioners reviewed the August regular meeting and September special meeting minutes. Ms. Tatman informed the Commission that Commissioner Ed Hamilton resigned in September, and that Mayor Fischer has asked Elmer Lucille Allen to consider an appointment to COPA. She also welcomed Ms. Allen and thanked her for attending the meeting as the appointment proceeds through the Metro Council approval process.

Sarah Lindgren, Public Art Administrator, provided a staff report including the Mayor’s announcement that an Advisory Committee will be appointed to hold a series of public meetings to develop principles about public art and monuments. The Advisory Committee will include representatives of the Commission on Public Art as well as other disciplines such as history, political science, and public administration, in response to the discussion generated during the September 6 Commission on Public Art special meeting. Commission on Public Art representatives will serve as liaisons to inform the Advisory Committee of the Commission’s foundational work, and to report to the Commission about the Advisory Committee process. The principles developed through the Advisory Committee process will guide the Mayor and his administration in any decisions regarding the preservation, alteration or relocation of public art and monuments. The full announcement was distributed at the meeting (see page 5 and online at <https://louisvilleky.gov/news/mayor-fischer-announces-steps-explore-louisville%E2%80%99s-history-and-values-through-public-art-and-0>).

The staff report also included a brief update on the proposed donation from the Frazier History Museum of a Julius Friedman poster collection. An Agreement is in progress, and the donation will need to be approved by Metro Council in early 2018. There were no further proposals to review at this meeting.

The Policy Committee report included a review and discussion of the Commission on Public Art Policies draft. Ms. Tatman provided a reminder that the Commission began a policy review and update process at the June 2017 meeting. The current draft document was sent to Commissioners via email to review in advance of the meeting. Commissioners suggested several revisions and clarifications to the draft, and recommended that the revised draft be presented at the next meeting for a final review. Ms. Tatman asked for the Committee to meet and address the revisions before the next Commission meeting.

Sarah Lindgren distributed a draft summary of the Louisville Public Space Art Fund grant opportunity. The Commission reviewed the summary and discussed revisions. Commissioners stated that the grant opportunity narrative should be clear that funded projects are not intended to replace any existing public art or monument that may be the focus of current controversy. Commissioners added that the grant opportunity should focus on areas where there is currently an absence of public art and projects that are site-specific.

Sarah Lindgren provided updates on the status of current projects, including response to the call for poetry for the *Love in the Street* project:

- 123 applicant submissions
- 188 individual poems submitted
- 32 zip codes indicated by applicants
- 54 neighborhoods indicated by applicants

She added that the lead artist for the project, Lance Newman, will conduct a blind review of the poetry submissions, and propose a selection of poems that will be approved through the Commission, Metro staff, and project stakeholders.

Regarding the *Bike Sense Louisville* project, the Commission requested that the artist, Todd Smith, be invited to attend the next meeting to provide updates to the Commission.

Regarding the *W/Field Workshop* project currently on hold, the Commission requested that with the end of the calendar year approaching, the status of the project be resolved with either a new timeline for implementation or cancellation and reallocation of funding. Sarah will follow up and report at the next Commission meeting.

Ms. Tatman opened a discussion about the Commission meeting schedule for 2018. While current meetings are every other month on the even months, she suggested the Commission consider changing to odd months in 2018 so that there is one summer meeting instead of two, and for the last meeting to fall in November instead of December, which is typically a difficult month for meeting attendance. The Commission also discussed the most convenient day of the week and time of day. The Commission requested an email poll of Commissioners for additional input on the 2018 meeting schedule.

Commission members also had a discussion about Commissioner terms that will expire in October of 2018, and that the Commission would hold a vote for the Chair position in late 2018. Ms. Tatman also introduced the discussion of a Vice-Chair, as defined in the draft Policies document.

The meeting concluded at 5:30 pm.

Mayor Fischer announces steps to explore Louisville's history and values through public art and monuments

December 11, 2017

Process will set principles to ensure art showcases community values

In an effort to ensure Louisville's public art and monuments not only tell our history but also showcase our community values, Mayor Greg Fischer today announced steps to establish principles for such works, while creating additional opportunities for artists to explore issues of race, discrimination, xenophobia and values.

"Art plays an important role in not only telling the stories of our past but vividly highlighting who we are and who we want to be," Mayor Fischer said. "2017 has highlighted the immense amount of work left to do to create a country where liberty and justice are enjoyed by all citizens, regardless of race or creed."

The city's plan includes:

Mayoral Advisory Committee to Establish Principles for Louisville's Public Art and Monuments:

This new committee will begin work in January 2018 on what is estimated to be a six-month process. The committee members will be appointed by the Mayor and include representation from the city's Commission on Public Art (COPA). Members will determine their meeting schedule and methods; meetings will be open to the public. The culmination of the Committee's work will be a report to the Mayor.

Reclaiming Public Spaces for Untold Stories Louisville Public Space Art Fund Grant

Opportunity: Recent community conversation and public input have highlighted the need for artwork that celebrates Louisville's current cultural values. Through funds allocated via the fee-in-lieu option in the Land Development Code, COPA will offer a grant opportunity, inviting artists and nonprofit organizations to submit public art proposals that focus on untold stories and reflect our community's current cultural values. Louisville Metro Government (LMG) is also looking for community and foundation partners to grow this fund and expand the work.

Metro Hall Rotunda Art Exhibition: For the past several years, LMG has contracted with Louisville Visual Art to curate and install exhibitions of local artists' work in public spaces within Metro Hall. The 2018 exhibition provides a timely opportunity to utilize this platform for art exhibits, and an exhibition titled "HEROES" will include artwork that responds to historical and present injustice and our community's future, with visual representations of everyday heroes by Louisville-based artists. A public event will be held to introduce the artists and encourage discussion of their works.

Additional programming and events that give Louisvillians the opportunity to learn, discuss and explore the history around race and discrimination in our city and nation will be announced early next year, the Mayor said.

These efforts continue the Mayor's nationally recognized work in building Louisville as an international city through the Office for Globalization and as a showcase city for racial equity through programs like BeTheOne, Black Male Achievement, Louisville Promise and many others.

"It's important to remember that we are not responsible for a history created before we were born or when we were children," Mayor Fischer said. "We are responsible for knowing that history, understanding its impact, and creating our own legacy for the people of Louisville today, tomorrow and beyond. I believe these efforts will make us stronger."



In 2017, the Vision Statement was reviewed and revised over the course of ongoing Commission and Policy Committee meetings. The final draft presented for Commission approval follows:

We believe...

- **Public art is vital to building a dynamic and equitable city for everyone**
- **Public art encourages dialogue across economic, social, racial, political, historic and religious differences**
- **Public art inspires and provokes the viewer**
- **Public art is necessary in all communities**

The previous Vision Statement was part of the 2009 Louisville Public Art Master Plan:

Visual art, like our shared public space, reacts with time, conditions, and individuals who engage with it. Public art in Louisville needs to be flexible in its presentation, relevant to its site, and engaging to its audience. To have a profound reach, Louisville's public art program needs to contribute to the legacy of visual art locally, nationally, and internationally. Art in public space has a positive effect both socially and economically on the entire city. Art has the power to reach across age, race, language, and class differences, and provides a new way for people to engage directly on contemporary issues. Most importantly, a program for art in public space raises questions about Louisville's identity as a place, activating the imagination of the community and contributing to the development of new ideas and partnership opportunities. Public art should not simply be an amenity, but instead a vital platform for innovative experimentation and curious exploration that becomes a part of the entire ecosystem of the city and its many parts.



Louisville Metro Commission on Public Art

POLICIES

Draft January 22, 2018

The Commission on Public Art was established by Ordinance Number 68, Series 2010, and adopts policies and other rules as it deems necessary for its organization and proceedings consistent with the laws, ordinances and resolutions of the Commonwealth of Kentucky and Louisville/Jefferson County Metro Government.

ARTICLE I: Members

1.1 The business, activities and affairs of the Commission shall be managed by its members who shall be:

- 1.1.1 The Mayor, or his/her designee;
- 1.1.2 A member of the Council appointed by the President of the Council;
- 1.1.3 The Public Art Administrator (non-voting member); and
- 1.1.4 Seven citizens appointed by the Mayor with the approval of the Council; two who shall be civic/business leaders in Louisville Metro; one who shall be a faculty member of the art department of a university of college in Louisville Metro; and four who shall be professionally involved in visual arts in Louisville Metro.

1.2 The terms of the members serving on the Commission pursuant to 1.1.1, 1.1.2, and 1.1.3 above shall be coterminous with their office or position. The members appointed pursuant to 1.1.4 shall serve a four-year term, or until their successor is appointed, and may be appointed for one succeeding term. Should a vacancy occur in an appointed position, the Mayor shall appoint a person to serve for the unexpired term.

1.3 A member shall commence service at the next meeting of the Commission following the member's appointment and approval by the Metro Council. A member of the Commission shall be removed from the Commission if the member has missed two or more Commission meetings in one calendar year without sufficient communication accepted by the Commission. [See Attendance Policy.]

1.4 The Commission shall elect a chairperson who shall serve for a one-year term, and may be reappointed for three successive one-year terms. The Commission may also elect a vice-chairperson of the Commission.

- 1.5 The chairperson shall preside over meetings, shall enforce order at meetings, and shall sign all reports issued by the Commission. The chairperson may call special meetings of the Commission, may cancel regularly scheduled meetings, and may appoint members of standing or special committees of the Commission.
- 1.6 The vice-chairperson of the Commission shall exercise the duties of the chairperson at any meeting where the chairperson is absent or otherwise unable to perform his/her duties as chairperson. In the absence of a chairperson or vice-chairperson, the Commission members present shall elect a chairperson pro tem.
- 1.7 The Commission may create standing and temporary committees for such purposes and needs as may arise in the performance of the Commission's duties.

ARTICLE 2: Meetings

- 2.1 Regular meetings of the Commission shall occur no less than quarterly, at the discretion of the chairperson, the time and place of which shall be fixed by the Commission at its first meeting of each calendar year. All meetings of the Commission shall be conducted in accordance with KRS 61.800 – 61.850.
- 2.2 The chairperson, Mayor, or Mayor's designee may call special meetings of the Commission and shall cause notice of such special meetings to be made pursuant to KRS 61.823.
- 2.3 The chairperson may cancel a regularly scheduled meeting of the Commission upon no less than 24 hours' notice to the members of the Commission.
- 2.4 All meetings of the Commission shall be open to the public and shall be conducted in conformity with KRS 61.800 – 61.850.
- 2.5 The proceedings of the Commission meetings may be electronically recorded, at the discretion of the Commission, when it anticipates there will be significant public commentary.
- 2.6 Written minutes of all Commission meetings shall be prepared by staff and approved at the next Commission meeting.
- 2.7 A majority of the current membership of the Commission shall constitute a quorum for the transaction of business.
- 2.8 The affirmative vote of a majority of the Commission members present at a meeting shall be necessary for the adoption of any motion, measure or resolution. Voting shall be by voice vote or roll call.
- 2.9 If any Commission member has a conflict of interest concerning any matter being considered by the Commission, he/she shall not vote, shall refrain from discussion, and shall publicly disclose the existence and nature of the conflict. Members shall comply with the conflict of interest rules as provided in Louisville Codified Ordinance 30.25 through 30.28 and with the Code of Ethics (Louisville

Codified Ordinance 36.210 through 36.216). For the purpose of voting, abstaining members shall be counted toward the quorum.

ARTICLE 3: Consideration of Applications for Artwork on Public Properties

3.1 The Commission shall have such powers as delegated to them by the Legislative Council of the Louisville/Jefferson County Metro Government pursuant to Chapter 32, Ordinance Number 68, Series 2010, and any amendments thereto, and they shall undertake their duties in accordance with the provisions of said Ordinance and these Policies.

3.2 The Commission shall delegate to the Public Art Administrator responsibility for the following:

3.2.1 Classify all applications as being exempt, requiring staff review, or requiring Commission review.

3.2.1.1 Exempt – applications for project sites that are not public right-of-way or otherwise administered by Louisville Metro Government agencies.

3.2.1.2 Staff Review – applications for artwork in the right-of-way or public property where there is not a transfer of ownership and/or future maintenance by Louisville Metro Government required, unless the nature or content of the proposed artwork requires Commission review, at the discretion of the Public Art Administrator and Commission Chairperson.

3.2.1.3 Commission Review – applications for artwork in the right-of-way or public property where a transfer of ownership is required, or any application in which the nature or content of the proposed artwork requires Commission review, at the discretion of the Public Art Administrator and Commission Chairperson.

3.2.2 Coordinate review of applications with Public Works, Risk Management, and other Metro Government departments or agencies as needed.

3.2.3 Review applications requiring staff review and issue recommendation to the Mayor’s Office for final approval. Report applications classified for staff review at Commission meetings.

3.2.4 Provide assistance to applicants.

3.3 At any meeting at which Applications are considered, the following procedures shall be followed:

3.3.1 Written notice of the Commission meeting at which an Application is to be considered shall be sent to the applicant, and a general public notice or sign will be posted at the proposed site or a relevant site determined by the commission, for at least thirty days prior to the meeting.

3.3.2 The chairperson shall preside over the meeting and shall regulate the course of the proceedings in a manner that will promote the orderly and prompt conduct of the meeting.

- 3.3.3 For each application, the staff shall furnish written findings of fact and analysis of adherence to the guidelines with recommendations.
- 3.3.4 Following the presentation by the staff, the applicant, or a representative, shall be permitted the opportunity to address the Commission concerning his/her application, provide documentary or other evidence concerning his/her application, and may be questioned by the members.
- 3.3.5 The chairperson shall permit other interested parties to comment either orally or in writing subject to the right of the chairperson to limit repetitious comment and to exclude irrelevant comment.
- 3.3.6 After the presentations of the staff, the applicant and any other parties, the Commission by vote as provided herein, shall recommend to the Chief of Louisville Forward and the Mayor's Office one of the following actions:
- 3.3.6.1 approve the application,
 - 3.3.6.2 approve the application with conditions,
 - 3.3.6.3 deny the application, or
 - 3.3.6.4 defer consideration of the application.
- 3.3.7 A written report shall be prepared by staff and shall contain the recommendation of the Commission and the findings supporting the recommendation. The report shall be signed by the chairperson, and a copy of the report shall be provided to the applicant.
- 3.3.8 The written report shall be sent to the Chief of Louisville Forward and the Mayor's Office. A final decision to approve, approve with conditions, or deny the application rests with the Chief of Louisville Forward and/or the Mayor's Office. The decision shall become effective upon issuance of the License Agreement from Louisville Metro Public Works.
- 3.4 The staff shall give preliminary review of proposals when requested by an applicant. Based upon the information submitted by the applicant during the preliminary review, the staff may indicate its preliminary findings regarding the application, subject to the submission of the formal application that is consistent with the information provided at the preliminary review.
- 3.5 Appeals. For any application that the Commission recommends to deny, the applicant may appeal. Such appeal shall be in writing and submitted by the applicant within 30 days. At any meeting of the Commission at which appeals are considered, the following procedures shall be followed:
- 3.5.1 Written notice of the Commission meeting at which an Application is to be considered shall be sent to the applicant, and a general public notice or sign will be posted at the proposed site or a relevant site determined by the commission, for at least thirty days prior to the meeting.
 - 3.5.2 The chairperson shall preside over the meeting and shall regulate the course of the proceedings in a manner that will promote the orderly and prompt conduct of the meeting.

- 3.5.3 For each application, the staff shall furnish written findings of fact and analysis of adherence to the guidelines with recommendations.
- 3.5.4 For each appeal, the staff shall furnish the record of the prior proceedings. The Commission shall review the Application and the record of the prior proceedings.
- 3.5.5 At the discretion of the chairperson, the staff or Commission members and the applicant, or a representative, shall be permitted the opportunity to address the Commission or introduce new or revised information concerning the appeal and may be questioned by the members.
- 3.5.6 The chairperson may permit other interested parties to comment either orally or in writing subject to the right of the chairperson to limit repetitious comment and to exclude irrelevant comment.
- 3.5.7 Upon review of the record and any new or revised information, the Commission, by vote as provided herein, shall adopt a written determination either upholding or overturning the previous recommendation of the Commission. When the Commission finds that new or revised information provided by the applicant, or a misinterpretation in the previous proceedings, justifies overturning the previous recommendation to deny it shall then recommend approval of the Application or approval of the Application with conditions.
- 3.5.8 A written report regarding the appeal shall be prepared by staff and shall contain the recommendation of the Commission and the findings supporting the recommendation. The report shall be signed by the chairperson, and a copy of the report shall be provided to the applicant.
- 3.5.9 The written report regarding the appeal shall be sent to the Chief of Louisville Forward and the Mayor's Office. A final decision to approve, approve with conditions, or deny the application rests with the Chief of Louisville Forward and/or the Mayor's Office. The decision shall become effective upon issuance of the License Agreement from Louisville Metro Public Works.

ARTICLE 4: Amendments

- 4.1 These Policies may be amended by a vote of the Commission.

Table of Amendments: