

Parks, Arts & Recreation Commission Agenda



October 12, 2016

6:00 p.m.

City of Turlock, Yosemite Room

156 S. Broadway, Turlock, California



Commission Chair
Brent Bohlender

Commissioners

Michelle Morse **Lakneshia Diaz**
Larry Yeakel **Nicole Larson**
Michael Foster **Robert Holly**

Department Director
Allison Van Guilder

SPEAKER CARDS: To accommodate those wishing to address the Commission and allow for staff follow-up, speaker cards are available for any agenda item or any other topic delivered under Public Comment. Please fill out and provide the Comment Card to the Secretary or Staff.

NOTICE REGARDING NON-ENGLISH SPEAKERS: The Parks, Arts & Recreation Commission meetings are conducted in English and translation to other languages is not provided. Please make arrangements for an interpreter if necessary.

EQUAL ACCESS POLICY: If you have a disability which affects your access to public facilities or services, please contact the City Clerk's Office at (209) 668-5540. The City is committed to taking all reasonable measures to provide access to its facilities and services. Please allow sufficient time for the City to process and respond to your request.

NOTICE: Pursuant to California Government Code Section 54954.3, any member of the public may directly address the Parks, Arts & Recreation Commission on any item appearing on the agenda, including Consent Calendar and Public Hearing items, before or during the Parks, Arts & Recreation Commission consideration of the item.

AGENDA PACKETS: Prior to the Parks, Arts & Recreation Commission meeting, a complete Agenda Packet is available for review on the City's website at www.cityofturlock.org and in the Parks, Recreation and Public Facilities Office at 144 S. Broadway, Turlock, during normal business hours. Materials related to an item on this Agenda submitted to the Commission after distribution of the Agenda Packet are also available for public inspection in the Parks, Recreation & Public Facilities Office. Such documents may be available on the City's website subject to staff's ability to post the documents before the meeting.

1. CALL TO ORDER

2. APPOINTMENTS, ANNOUNCEMENTS & CORRESPONDENCE

Introduce and welcome new Commissioner Robert Holly.

3. CONSENT CALENDAR:

Information concerning the consent items listed herein below has been forwarded to each Commissioner prior to this meeting for study. Unless the Chair, a Commissioner or member of the audience has questions concerning the Consent Calendar, the items are approved at one time by the Commission. The action taken by the Commission in approving the consent items is set forth in the explanation of the individual items.

A. **Motion:** Accepting Minutes of Regular Meeting of August 10, 2016 and Special Joint meeting of September 27, 2016.

B. **Motion:** Accepting October update on Parks, Recreation & Public Facilities Report (Staff)

4. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:

5. STAFF UPDATES: None

6. PUBLIC PARTICIPATION:

This is the time set aside for members of the public to directly address the Parks, Arts & Recreation & Commission on any item of interest to the public, before or during the Commission's consideration of the item, that is within the subject matter jurisdiction of the Parks, Arts & Recreation Commission. You will be allowed five (5) minutes for your comments. If you wish to speak regarding an item on the agenda, you may be asked to defer your remarks until the Commission addresses the matter.

No action or discussion may be undertaken on any item not appearing on the posted agenda, except that Commission may refer the matter to staff or request it be placed on a future agenda.

7. PUBLIC HEARING: None

8. SCHEDULED MATTERS:

A. Discussion: Update on the Community Events and Activities Grant Program – Erik Schulze

B. Discussion/Action: Review draft of the proposed Public Art Policy and Guidelines (Exhibit A) – Erik Schulze

Motion: To approve the draft of the proposed Public Art Policy and forward to City Council for consideration.

9. COMMISSION COMMENTS

Commissioners may provide a brief report on notable topics of interest. The Brown Act does not allow discussion or action by the legislative body.

10. ADJOURNMENT



Minutes
Park, Arts & Recreation Commission Meeting
Wednesday, August 10, 2016
6:00 P.M. City Hall, Yosemite Room

COMMISSIONERS PRESENT: Brent Bohlender, Larry Yeakel, Nicole Larson, Lakneshia Diaz, and Robert Holly

COMMISSIONERS ABSENT: Nichole Larson and Michael Foster

STAFF PRESENT: Erik Schulze and Carla McLaughlin

1. CALL TO ORDER

Meeting called to order by Commission Chair Bohlender at 6:00 p.m.

2. ANNOUNCEMENTS / INTRODUCTIONS / CORRESPONDENCE:

Introduce and welcome new Commissioner Robert Holly. Robert is a retired teacher and loves retirement. He plays a lot of softball and has been married 50 years.

3. CONSENT CALENDAR:

Motion was made to accept the minutes of the July 13, 2016 Regular Meeting made by Nicole Larson and a 2nd by Lakneshia Diaz. Motion passed unanimously.

Motion was made to accept August update on Parks, Recreation and Public Facilities Report made by Larry Yeakel and 2nd by Nicole Larson. Motion passed unanimously.

4. DECLARATION OF CONFLICT OF INTEREST AND DISQUALIFICATION: None

5. STAFF COMMENTS: None

6. PUBLIC PARTICIPATION: None

7. PUBLIC HEARING: None

8. SCHEDULED MATTERS:

Discussion / Action Items

A. Discussion: City Hall Art Display – Erik Schulze

The Commission needs to start working together to plan for future galleries. We need to re-open the discussion about the City Hall Gallery.

Commission comments: Larry said one of the local historians would be interested in doing a display on the history of the airport in the gallery in the future, but he doesn't think it will be in the near future. Nicole wanted to know how long the display is up in the gallery. Erik responded that it is usually up for 8 weeks. Larry would like to see the Senior Center art work in the gallery again. They do a nice job and it has been almost a year since we have had that display. Larry felt

this is better than a single artist. He talked with the Carnegie, but can't seem to make the connection. He also hopes to talk with CSUS for a display and people around Columbia Park. Lakneshia mentioned checking with Jessica's House. Nicole asked if CSUS would be able to use the gallery at City Hall. Nicole can get some contact information for the Commission. Larry mentioned we need to avoid free standing art. A lady from Stanislaus County contacted Erik about putting up some children's art. Larry and Erik will work on that. Lakneshia wanted to know when we wanted to do this display. Erik said the walls are available now, but everything has to be approved in advance because we are a public building.

B. Discussion: Joint Commission/Council meeting scheduled for September 27, 2016 at 5 pm – Erik Schulze

This is a followup meeting from last year's meeting. Goal #1 - Completion of the skate park. Hope to have it completed by the end of next week. Soft opening first then grand opening. Goal #2 - Feasibility study. We are about half way through that survey. We have to go back to City Council to extend the survey and renew the contract. Goal #3 - Community Mural. The public art policy is currently with the city attorney and Erik hopes to have it for the next meeting so everyone can review it. Hopefully it will be ready for approval at the joint meeting. Project will come to the Commission first and then it will be forwarded to City Council for approval. This will include murals, public art work, etc. Goal #4 - Fitness track in parks. Montana Park will have the first fitness track in the park. It should be a very active park when it is completed.

9. COMMENTS BY COMMISSIONERS:

- Brent – Would like to see to discuss an urban garden at the Joint Commission/Council meeting. Maybe the Commissioners can see what the City has to offer.

10. ADJOURNMENT: Motion to adjourn the meeting at 6:30 p.m.



Minutes
Park, Arts & Recreation Commission Meeting
(Held concurrently with a
Special Meeting of the City Council)
Tuesday September 27, 2016
5:00 P.M. City Hall, Yosemite Room

A. CALL TO ORDER

CITY COUNCIL – Mayor Soiseth called the City Council meeting to order at 5:01 p.m.

PRESENT: Councilmembers Bill DeHart (*arrived at 5:27 p.m.*), Steven Nascimento, Amy Bublak, Matthew Jacob, and Mayor Gary Soiseth

ABSENT: None

PARCS, ARTS AND RECREATION COMMISSION – Commission Chair Bohlender called the Parks, Arts and Recreation Commission meeting to order at 5:02 p.m.

PRESENT: Commission Members Michelle Morse, Larry Yeakel, Michael Foster, Robert Holly, Nicole Larson, and Commission Chair Brent Bohlender

ABSENT: Commission Member Lakneshia Diaz

B. SALUTE TO THE FLAG

2. **WELCOME AND INTRODUCTIONS: None**

3. **PUBLIC PARTICIPATION: None**

4. **DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS: None**

5. SCHEDULED MATTERS:

A. Parks, Recreation and Public Facilities Manager Erik Schulze presented the staff report on the request to provide direction to staff on the proposed Public Art Policy and Guidelines.

Action: No formal action was taken. Council and Commission members provided direction to staff regarding changes, updates, and/or potential considerations to the policy and application process including a requirement for a short bio that identifies an artist's experience/background, encouraging art that incorporates the City's history, themed art, beautification of utility boxes, temporary display versus permanent display of art, issues related to relocation of art, and to reach out to the arts community for additional input.

Additional Council, Commissioner, and staff discussion included collaboration with CSUS, Department of Humanities regarding a potential public policy award relative to public art, development of a mural program, involvement in mural festivals, and tentative dates the

updated policy and guidelines will be presented to the Commission and Council for consideration.

Mayor Soiseth opened public participation. No one spoke. Mayor Soiseth closed public participation.

- B. Parks, Recreation and Public Facilities Manager Erik Schulze presented the staff report on the request to approve an Agreement for Special Services with The Sports Management Group for the purpose of completing the Sports & Recreation Facilities Prioritization and Feasibility Study, in an amount not to exceed \$51,527; re-appropriate unspent funds of \$41,967 from Fiscal Year 2015-16 and appropriate an additional \$9,560 to account number 305-40-442.43731 "Recreation Facilities Prioritization & Feasibility Study" from Fund 305 "Capital Facility Fees-Admin Projects" reserve balance to provide funds to complete the Sports & Recreation Facilities Prioritization and Feasibility Study.

Council discussion included acknowledgement for learning from experiences and implementing a different approach, clarification regarding this process in comparison to the request for proposal for tourism, and the importance of consultants working together to collectively understand the community's wants and needs.

Mayor Soiseth opened public participation. No one spoke. Mayor Soiseth closed public participation.

Action: Motion by Councilmember Nascimento, seconded by Councilmember Jacob, Approving an Agreement for Special Services with The Sports Management Group for the purpose of completing the Sports & Recreation Facilities Prioritization and Feasibility Study, in an amount not to exceed \$51,527. Motion carried 5/0 by the following vote:

Councilmember	Councilmember	Councilmember	Councilmember	Mayor Soiseth
DeHart	Nascimento	Bublak	Jacob	
Absent	Yes	Yes	Yes	Yes

Resolution No. 2016-225 Re-appropriating unspent funds of \$41,967 from Fiscal Year 2015-16 and appropriating an additional \$9,560 to account number 305-40-442.43731 "Recreation Facilities Prioritization & Feasibility Study" from Fund 305 "Capital Facility Fees-Admin Projects" reserve balance to provide funds to complete the Sports & Recreation Facilities Prioritization and Feasibility Study as introduced by Councilmember Nascimento, seconded by Councilmember Jacob, and carried 5/0 by the following vote:

Councilmember	Councilmember	Councilmember	Councilmember	Mayor Soiseth
DeHart	Nascimento	Bublak	Jacob	
Absent	Yes	Yes	Yes	Yes

A. **Parks, Arts and Recreation Commission Comments**

Commissioners made self-introductions.

Commissioner discussion included exploring the idea of urban gardens and the benefits they could provide the community.

Council provided direction to staff to devote time exploring urban gardens, identifying plots, and bring this topic back at a future joint meeting.

B. **City Council Comments**

Council and staff discussion included appreciation for Commissioner's service, positive feedback received from the skate park grand opening, exploration of community gardens including partnerships with farming families, enhancing skate park uses, outdoor exercise facilities/equipment in parks, and concerts in the park.

7. **ADJOURNMENT:**

Motion by Commissioner Holly, seconded by Commissioner Morse to adjourn the Parks, Arts and Recreation Commission meeting at 5:36 p.m. Motion carried unanimously.

Motion by Councilmember Nascimento, seconded by Councilmember DeHart to adjourn the City Council meeting at 5:36 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

Jennifer Land
Deputy City Clerk



ERIK SCHULZE
MANAGER

3B



PARKS, RECREATION & PUBLIC FACILITIES

ESCHULZE@TURLOCK.CA.US

144 S. BROADWAY | TURLOCK, CALIFORNIA 95380 | PHONE 209-668-5594 | FAX 209-668-5619
TTY 1-800-735-2929

October 12, 2016

TO: Allison Van Guilder, Parks, Recreation and Public Facilities Director

FROM: Erik Schulze, Parks, Recreation and Public Facilities Manager

RE: Parks, Recreation & Public Facilities Report

Youth and Adult Sports Programs / Enrichment Classes

Adult Softball League

Fall league is under way and going well. League games will finish at the end of October and playoffs will follow a week later. Fall league is eight weeks followed by playoffs for the top for teams in each league. There are thirteen different leagues playing this season. This will end league play at Pedretti for the year.

Youth Soccer

The late summer class has started and the numbers are really good again for this session. This program is a skill development program using fun activities to teach the game and skills of soccer for children age 2 up to 10. Registrations are being accepted for the next session that will start in January. This is a contract class with Kidz Love Soccer.

Youth Self Defense

The August session is finishing and the October class will start soon. Participants have multiple levels for advancement. Beginners will start with the white belt and can test to advance up to higher colored belts with the instructor. This program is offered year round and is run through a contract with Dragon Sports.

Dance, Etc.

The fall session is running every Wednesday and Thursday at the Carnegie. These classes are all full. Classes are offered for participants from 2 years to 18 years. Participants can choose from Ballet, Tap, and Pointe for the experienced dancers. The next session will start registration in January at the.

Teen Advisory Council (T.A.C.)

The school year has started and TAC has been meeting the fourth Monday of every month. Activities are being planned and prepped for this school year. TAC will again participate in the Christmas Parade as well as assist at the Turkey Trot and Paramount on designated dates.

Kid Time Fitness

The Fall session with Kid Time Fitness has started and classes are very busy. Registrations have been very good for these programs. These classes include Hip/Hop Dance, cheernastics, super-hero in training and gym-fit gymnastics. This is a great opportunity to contract new programs within the community.

Line Dance

This on-going class meets every Tuesday at the Senior Center to dance, exercise or just to have fun. There are three levels of dance, introductory, beginning and intermediate.

T'ai-Chi Ch'uan

Come out and learn the art of T'ai Chi, from our instructor Anne Robinson. T'ai Chi meets every Wednesday in the Rube Boesch Center. This exercise class focuses on the mind, joints, muscles and bones. The class is set up in four week sessions.

Sports Facilities

Pedretti Park hosted four tournaments in September while the Sports Complex is being used by Turlock Youth Soccer Association every Saturday. There were numerous hourly rentals that took place at TRSC; Sundays are primarily rented hourly. The complex is currently renting just two fields weekly so maintenance can stay on top of the field issues.

Youth and Adult Sports Program Partnerships

ASA softball meets quarterly, next meeting February 18th.

After School Programs / Special Events

The start of the year has been busy with a lot of change. Staff have hired 40 new part-time recreation staff to fill in vacancies that come with the beginning of each school year. The City of Turlock currently has 125 part-time recreation staff working in after school programs.

After School Education and Safety Program (ASES)

All 6 ASES sites are up and running at capacity with waitlists to get in at each site with the exception of Wakefield and Turlock Junior High. Staff attended the September Stanislaus County Office of Education After School Consortium Meeting and won a 25 pound bag of almonds to be used at the after school programs. Staff held a poster contest themed "The Lifecycle of an Almond" with the winning site receiving the almonds. Each site continues to provide homework assistance during the 1st hour of the program daily to help the student improve their grades.

Positive Leisure Activities for Youth (PLAY)

All 7 PLAY sites are up and running with Dutcher Middle School being a new program add this school year. Once again we are partner with the Pitman Art Club who visited Earl Elementary this month where they worked with the after school students on art projects. This program will continue on a monthly basis rotating between different after school programs through the year.

Marty Yerby

The center is open Monday, Tuesday, Thursday and Friday from 3:00pm to 6:00pm. Marty Yerby continues to be a safe place for the neighborhood kids to come in and get assistance with homework, do arts and crafts, and participate in other indoor/outdoor recreational activities. The Marty Yerby Center is averaging 20 participants daily. The staff have a great positive relationship with the youth who attend the program.

Million Acts of Kindness

At the September 27th council meeting Michael Lopes was recognized for his acts of kindness in the community. Michael Lopes is the captain of a local bullfighting group, Luso-Americano that makes it a priority to give back to the community. Michael set up a blood drive at Jams209 Bar and Grill in Turlock to raise awareness for a local girl, Bella, who has been battling cancer. Because of his efforts, Michael was recognized by the mayor for the Million Acts of Kindness initiative. .

Turlock Downtown Christmas Parade

Planning has begun for the 37th Annual Turlock Downtown Christmas Parade, with the Turlock Firefighters Local 2434 as the official sponsor. This event will take place on Friday, December 2nd at 6:30pm. Applications will be available October 3 - 28 at the Parks, Recreation & Public Facilities Office and on the City website. Last year's parade drew an estimated 30,000 people to downtown Turlock to enjoy the wonderful things that Turlock has to offer.

100 Citizens

Staff are partnering with CSU Stanislaus to offer another session of the 100 Citizens program this fall, September 26-- November 4. This free exercise program is offered Monday, Wednesday and Friday, 4:00 – 5:00pm and is delivered by Kinesiology students from Stanislaus State University. The purpose of the program is to help the public improve their health by participating in fun, structured 50-minute workouts. Currently there are 21 students registered.

Parks/Facility Maintenance

Parks staff continue to do routine maintenance daily that includes mowing, edging, blowing, graffiti removal, playground inspections, and irrigation repair at all parks.

On Saturday, September 24, 2016, the City of Turlock celebrated the grand opening of the “Brandon Koch Memorial Skate Park”. The event was scheduled from 10:00 am – 12:00 pm. The event was well attended by members of Brandon’s family and the community. Activities included raffles, music, free snow cones & popcorn, and free safety equipment provide by Turlock Police Department.

On Wednesday, September 28, 2016, members of the local Pickleball Club Association participated in a volunteer workday at Crane Park to make improvements to the tennis courts. Club members worked alongside maintenance staff touching up paint and adding lines for two additional pickleball courts. The club has approximately 30 members and they use both Columbia Park and Crane Park to host matches.

Maintenance staff continue their work at the Walnut basin to repair 140' of mainline. The break has affected all irrigation on the North side of the basin and forced the closure of the bike park. Staff expect to have the line repaired by September 30, 2016 and the bike park reopened on October 3, 2016.



Carla McLaughlin
 Staff Services Technician
cmclaughlin@turlock.ca.us

PARKS, RECREATION AND PUBLIC FACILITIES DEPARTMENT

144 S BROADWAY | TURLOCK, CALIFORNIA 95380 | PHONE 209-668-5594 EXT 4607 | FAX 209-668-5619

DATE: 10/05/16
TO: Parks, Recreation and PFM Director, Allison Van Guilder
 CC: Parks, Recreation and PFM Manager, Erik Schulz
FROM: Carla McLaughlin
RE: Monthly: Sep-16

	# of Rental		# Hours		Attendance		Income	
	Sep-15	Sep-16	Sep-15	Sep-16	Sep-15	Sep-16	Sep-15	Sep-16
Senior Center	1	0	12.5	0	150	0	\$ 1,000.00	\$ -
Rube Boesch	4	1	12	6	90	50	\$ 380.00	\$ 240.00
Totals	5	1	24.5	6	240	50	\$ 1,380.00	\$ 240.00

	Sep-15		Sep-16		Sep-15		Sep-16	
	Attendance	Attendance	Attendance	Attendance	Income	Income	Income	Income
Donnelly Park	29	21	2230	985	\$ 1,758.00	\$ 1,327.00		
Crane Park	48	43	1723	2165	\$ 2,031.00	\$ 2,041.00		
Broadway Park	2	1	70	20	\$ 90.00	\$ 37.00		
Pedretti Park	6	8	405	395	\$ 462.00	\$ 616.00		
Pedretti Fields	22	11	92000	57791	\$ 2,348.50	\$ 6,332.50		
TR Sports Fields	18	34	61000	73,900	\$ 2,145.00	\$ 8,820.00		
Bounce Houses	6	6			\$ 210.00	\$ 210.00		
Totals	131	124	157428	135256	\$ 9,044.50	\$ 19,383.50		

Activity Registrations	# Registered		Total Income	
	Sep-15	Sep-16	Sep-15	Sep-16
	2293	2624	\$ 94,780.51	\$ 103,827.00

Scholarships	Total Served		Total Funds Used	
	Sep-15	Sep-16	Sep-15	Sep-16
	8	3	\$ 360.20	\$ 257.60

Garage Sales:	Total Permits		Total income	
	Sep-15	Sep-16	Sep-15	Sep-16
	116	152	\$ 1,740.00	\$ 2,285.00

Comments:



"Through leadership and creativity the City of Turlock's Recreation Division enriches the quality of life and strengthens community, by providing excellent recreational, educational and cultural opportunities".



EXHIBIT A

City of Turlock

Public Art Policy and Guidelines

The intent of the City of Turlock Public Art Program is to place a variety of public art pieces throughout the city, making it accessible to the entire community. The Public Art Program is designed to offer a wide range of artistic styles, themes and media, all of outstanding quality that showcase the City of Turlock and reflect the community's values and traditions. Public art is dependent on public-private cooperation between the City, artists and sponsors. Public art may be privately or publicly owned and is designed to add value to the community. Artists, residents and organizations are encouraged to work together to create new art and when necessary, preserve existing art for the enjoyment of all. It is known and accepted that public art does much to beautify the urban environment and promote community pride.

Any group or individual (sponsor) that wishes to display public art must obtain permission from the City Council. Placing art on public property without permission is prohibited. The City of Turlock does not condone any type of illegal graffiti, murals or art, irrespective of artistic content. All proposed art on City property must follow the process of review by City staff and the Parks, Arts and Recreation Commission to ensure conformance with all criteria, applicable land use regulations and/or entitlements before being recommend to the Turlock City Council for final approval. All projects will be directly sponsored, managed and controlled by the City itself, with the rules or guidelines about acceptable works published in advance. The City of Turlock will be acting as a speaker and a patron of the arts and has sole discretion to select those messages it wants to promote.

Application Process

1. Complete the Public Artwork Permit Application.
2. Submit your application, letters of support, and proposed art design/description to the Parks, Arts and Recreation office (144 S. Broadway).
3. The Director of Parks, Recreation and Public Facilities will route the application and associated supplemental information to appropriate City Staff for initial review.
4. Once the initial review is approved by staff, the applicant shall contact all adjacent property owners within 1,000 feet in writing, outlining the proposed project and notifying them of the public hearing where they will be given the opportunity to provide feedback on the project. Notification must include a written description of the project and a picture of the artwork. City staff will provide the mailing labels for all affected property owners and applicant will be responsible for the cost of mailing the notices.
5. This hearing will take place at Parks, Arts and Recreation Commission meeting. If recommended for approval, the application will be forwarded to the Turlock City Council for consideration, all projects are subject to the decision of City Council. Approval of project and location must be obtained by the Turlock City Council before the work commences.
6. If the Parks, Arts and Recreation Commission denies the application, it will be directed back to the applicant for revisions. Once revised, the applicant may reapply under the process outlined above.
7. If the proposal is denied by the Parks, Arts and Recreation Commission twice, the applicant may appeal the decision by submitting a rebuttal to the City of Turlock City Council office at 156 S. Broadway, Suite 230 Turlock, CA 95380 for consideration.
8. Once a proposal is approved by Council, the applicant and artist will sign an agreement with the City of Turlock that outlines the terms and conditions of the work to be performed. Please see the attached sample agreement.
9. The artwork shall not be considered completed until "Final Approval" has been given by the Turlock City Council. Upon completion of the artwork, pictures or slides of the project shall be presented by the applicant and the artist to the Council for inspection, at a regularly scheduled meeting. If the artwork is consistent with the project approved by the Turlock City Council, the project will receive "Final Approval" which will be reflected in the meeting minutes. If further work is required, the artist shall complete the work as directed by the Council before "Final Approval" is given.

EXHIBIT A

ACKNOWLEDGEMENTS

The Sponsor and Artist must acknowledge the following terms as consideration for issuance of a Public Artwork Permit.

Sponsor

Artist

- | | | |
|-------|-------|--|
| _____ | _____ | 1. Art must be completed or supervised by an artist with prior experience. |
| _____ | _____ | 2. Artist must attach a bio that includes their experience / background as it pertains to the proposed work. |
| _____ | _____ | 3. Review of proposed art design and location must be approved by both City Staff and the Parks, Arts and Recreation Commission before final consideration from the Turlock City Council. |
| _____ | _____ | 4. Prior to final approval by the Turlock City Council the Parks, Arts and Recreation Commission will host a public hearing where all addresses within 1000ft. will be notified and given the opportunity to provide feedback on the project. |
| _____ | _____ | 5. Artist will be expected to design work that will be complimentary with the surrounding area. |
| _____ | _____ | 6. The artwork will not portray themes that may be interpreted as derogatory as to race religion, sexual orientation, natural origin, or physical or mental disability. |
| _____ | _____ | 7. All projects will be directly sponsored, managed and controlled by the city itself, with the rules or guidelines about acceptable works published in advance |
| _____ | _____ | 8. The composition of the artwork shall be of a permanent durable and weather resistant material that requires a low level of maintenance. Maintenance requirements shall be provided. |
| _____ | _____ | 9. Workmanship: Any support/attachments must be approved by a professional structural engineer; work on site must be supervised and approved by artist. |
| _____ | _____ | 10. Artwork shall not serve as an advertisement of any product, service or company name in violation of City of Turlock Municipal Code. |
| _____ | _____ | 11. Public art permit or approval does not warrant or guarantee that, after installation, the art work will be preserved or remain intact for the expected life span. If the artist or sponsor wishes to preserve the artwork, it is his or her responsibility to reach an agreement regarding maintenance, and preservation. Approval by the Turlock City Council does not constitute an indication or promise of any conservation or restoration funds from the City of Turlock. |
| _____ | _____ | 12. If vandalism/graffiti to the artwork occurs, it is the responsibility of the artist or sponsor to remove graffiti within 5 days after written notification from the city, (consistent with TMC 4-14-405). If the graffiti is not removed and the mural is not repaired by the artist, City of Turlock can remove the graffiti vandalism using their standard removal techniques/materials. |
| _____ | _____ | 13. It is the responsibility of the artist to create and maintain their artwork. The City of Turlock requires that the artwork will be kept in good repair with periodic maintenance to be performed by the artist as needed. By submitting the application both the artist and sponsor agree that should the artwork be defaced and/or not repaired, maintained, preserved and/or conserved to the satisfaction of the City of Turlock, the City of Turlock has, in its sole discretion, the authority to repair, maintain, preserve, and/or conserve the artwork, or alternatively, the authority to remove, alter, or destroy the artwork at the cost of the artist and/or sponsor. |

EXHIBIT A

- _____ 14. If for any reason the artwork placed on public property is removed, altered, or destroyed by the sponsor and/or artist, the sponsor and/or artist are responsible for restoring the property to the original condition.
- _____ 15. An independent appraisal or other evidence of value, such as an artist's price quote or bill of sale must be provided for liability purposes.
- _____ 16. The City of Turlock will be acting as a speaker and a patron of the arts and has sole discretion to select those messages it wants to promote

With my signature below, I attest that each of the above initialed items is true, and I agree to each of these terms. I understand that I am contractually bound by these terms for the life of the artwork. Violations of any of the above initialed terms, or regulations will be enforced by the City of Turlock.

Sponsor Name (printed) _____

Sponsor Signature _____ Date _____

Artist Name (printed) _____

Artist Signature _____ Date _____

City of Turlock

Public Art Relocation or Withdrawal Policy and Guidelines

Relocation of Artwork

Objective:

To provide procedures for the relocation of City-owned artwork.

Guidelines:

Relocation of artwork should be cautiously applied only after careful and impartial evaluation, including input from the Parks, Arts and Recreation Commission, art professionals, the public, the artist and final review and decision by the Turlock City Council.

Relocation of artwork may be considered for one or more of the following reasons:

1. The condition or security of the artwork cannot be reasonably guaranteed in its present location.
2. The artwork presents a risk to public safety.
3. A more suitable location for the artwork has been proposed.
4. Significant changes in the use, character or actual design of the site require a re-evaluation of the artwork's relationship to the site.

Procedure for Relocation:

Procedures for possible relocation of artwork shall be initiated by the majority vote of the Parks, Arts and Recreation Commission for recommendation to the Turlock City Council. Final direction will come from the Turlock City Council. The following describes specific procedures for relocation of artwork.

1. Review of any contractual restriction which may apply to the specific work.
2. Assessment of options for storage or disposition of artwork, which may include sale, trade, return to the artist or gift.
3. Analysis of reasons for relocation and recommendation to Turlock City Council for the final decision. The Parks, Arts and Recreation Commission may seek additional information regarding the artwork from the public, the artist, art galleries, curators, appraisers, or other professionals prior to making a recommendation.
4. Relocation will require an amendment to the original agreement.

Withdrawal of Artwork

Objective:

To provide procedures for the withdrawal of established artwork from public display.

Guidelines:

Withdrawal of public artwork should be cautiously applied only after careful and impartial evaluation, including input from the Parks, Arts and Recreation Commission, art professionals, the public, the artist and final review and decision by the Turlock City Council.

Withdrawal of artwork may be considered for one or more of the following reasons:

1. The condition or security of the artwork cannot be reasonably guaranteed in its present location.
2. The artwork is not eligible for relocation.

EXHIBIT A

3. The artwork presents a risk to public safety.
4. The artwork is damaged and repair is not feasible.
5. Significant changes in the use, character or actual design of the site require a re-evaluation of the artwork's relationship to the site.
6. The artwork requires excessive maintenance or has failures of design or workmanship.
7. The artwork no longer meets the intent of the Public Art Policy.

Procedure for Withdrawal:

Procedures for possible withdrawal of public artwork shall be initiated by the majority vote of the Parks, Arts and Recreation Commission for recommendation to the Turlock City Council. Final direction will come from the Turlock City Council. The following describes specific procedures for withdrawal of artwork.

1. Review of any contractual restriction which may apply to the specific work.
2. Assessment of options for storage or disposition of artwork, which may include sale, trade, return to the artist or gift.
3. Analysis of reasons for withdrawal and recommendation to Turlock City Council for the final direction. The Parks, Arts and Recreation Commission may seek additional information regarding the artwork from the public, the artist, art galleries, curators, appraisers, or other professionals prior to making a recommendation.