

**REVISED FEBRUARY 19 2024**

**DRAFT 5.74.090 Public Monuments Review Policy:**

- A. A public monument may be considered for review based one or more of the following reasons:
1. There is sustained and significant adverse public reaction or reasonable large-scale community opposition to the public monument.
  2. The artist, donor or subject of a piece of the public monument, or their descendants, provides a written request to the City seeking removal of the monument from public display.
  3. Community members most affected by the monuments historical and cultural context have expressed a negative impact on community wellbeing.
  4. The subject or impact of a public monument is significantly at odds with City's values of anti-racism, equity, transparency, communication, collaboration and fiscal responsibility.
  5. The public monument is damaged or requires restoration in gross excess of its value or is in such a deteriorated state that restoration is either not feasible or impractical.
  6. The monument interferes with the practical use of the site or significant changes in the use or character of design of the site affect the integrity of the monument.

7. The location of a site-specific public monument provides an environmental risk or is so severely altered that the work's installation is no longer physically possible or conceptually relevant.
8. No suitable site for the monument is available.
9. The monument requires excessive repair or unreasonable maintenance or has physical faults in design or workmanship.
10. The work is fraudulent or not authentic.
11. The public monument endangers or presents a potential threat to public safety.
12. The work does not fit within the mission, goals, and objectives for the City's public art program.

B. If a public monument meets one or more of the criteria outlined in Subsection A, and is subsequently identified by the City Arts Program or its designee as requiring further review, the City Arts Program or its designee may provide a report to City Council detailing the nature of the complaint. The report may include the following recommendations:

1. A recommendation for the City Arts Program, or its designee, to review the public monument in question and provide a report and recommendations to the City Council. If review is initiated by the public, the recommendation must include the following elements:

- a. Addition of historical context or information related to the public monument designed to enhance public understanding and awareness;
  - b. Community engagement meetings such as town halls, public forums and conversations;
  - c. Evaluation of both historical and current community feedback, utilizing quantitative and qualitative measures as feasible;
  - d. An analysis of the subject or public monument in relation to the City's values of antiracism and equity; Review of the public artwork subject, the donor of the art, the artist, and historical acquisition of the artwork;
  - e. Assessment of the artwork or public monument as an ongoing rally point for gatherings centered on racist or bigoted ideology; and
  - f. Examination of any legal considerations related to the disposition of the public monument.
2. A recommendation to appoint a Monuments Advisory Commission, to advise the City or its Designee, with a primary purpose of evaluating the public monument(s) in question and providing recommendations to the Mayor and City Council. The Commission may:
    - a. Represent a diverse body of six at least (6) public members, including a minimum of two artists, one

historian, one subject matter expert, and two community members most affected by the artwork's historical and cultural context. The membership will also include widely recognized expertise in a range of relevant disciplines, such as history, art and antiquities, public art and public space, preservation, cultural heritage, diversity and inclusion, and education.

b. Produce a report to City Council, or designee, and include the following engagement activities:

- i. A series of virtual and/or in-person community forums, listening sessions and town halls.
- ii. A minimum 6-month public engagement process with artists and community members most affected by the public monument and develop creative responses or engagement activities in response to the public monument in question.

C. If the Public Monument does meet criteria outlined in Subsection A, but is not considered for further review, the City Arts Program or Designee will issue a response to the complainant within 90 days.

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A. 5.74.020 Definitions\*.

1. A Public Monument refers to three-dimensional works of art or structures that are publicly displayed with the purpose of memorializing or honoring a specific person, place, or event. Public Monuments are distinct from other forms of public art, such as two-

dimensional murals or three-dimensional plaques located in parks, which are primarily designed to provoke conversation and provide education. Unlike these other art forms, Public Monuments specifically serve as commemorative structures, often carrying historical, cultural, or social significance.