

NEW TEXT

REVIEW PROCESS CRITERIA FOR PERMANENT INSTALLATIONS

The review process will be based upon the following criteria:

- Aesthetic considerations that ensure artworks of the highest quality, based on a detailed written proposal and photographs of the proposed work, documentation of the artist's professional qualifications, and a current certified appraisal of the artwork
- Financial considerations based on the cost of installation, sources of funding for the project, and the estimated cost of maintenance and repair over the expected life of the artwork
- The liability associated with the artwork based on the susceptibility of the artwork to damage and vandalism, potential danger to the public and any special insurance requirements
- Environmental considerations based on the physical appropriateness of the artwork to the site, including the scale of the artwork

EXCEPTIONS TO THE REVIEW PROCESS

Gifts of State presented to the County by foreign governments or by other political jurisdictions of the United States—municipal, state, or national—which may be accepted by the BoCC or County administration on behalf of the County shall be reviewed as follows:

- The Public Art Program shall determine the permanent placement of such artworks
- Appropriate recognition and publicity shall be the responsibility of the Public Art Program in collaboration with the County Site Facility.
- If not provided by the donor, maintenance of the artwork(s) shall be the responsibility of the County. The Durham County Public Art Coordinator designee shall arrange repairs through an independent contractor and the work shall be funded through the annual Public Art Program appropriation.

REVIEW PROCESS CRITERIA FOR TEMPORARY INSTALLATIONS

"Temporary Public Art" is defined as any art, including visual artworks, performances, projections, digital media, virtual reality, and other artistic media, that is not intended to be permanent and is not made a part of the permanent public art collection. Temporary public art is generally displayed for fewer than twelve months but may be longer in some cases.

Approval Process Overview: The approval process establishes criteria and guidelines for the consideration and installation of all temporary artworks proposed for locations in and on County properties. These procedures are intended to provide a consistent approach to approving placement of temporary art installations in the public realm. Temporary artworks are allowed in or on any County-owned property after receipt of required advance approval from the Durham County Public Art Program.

Proposals for temporary installations may be made by the County, individuals, or community organizations, and may be funded by any of these entities.

Public Art Project Types and Artwork Considerations: Temporary installations may include display of existing works of art as well as artworks and art experiences that are created for the specific location. All approaches and media for public art will be considered. These include but are not limited to artworks that consist of or include sculpture, light, social practice/community art, performance, sound, projection art and other artistic media. Outdoor installations must be constructed to withstand weather conditions during the approved display period. Temporary artworks and experiences must not create a nuisance in the area surrounding the proposed location, especially if the installation includes light or sound.

Artwork must not present any public safety hazards or violate City/County laws or codes. Interior installations may require approval by the Durham County Fire Marshal's Office. Physical artwork may require stamped engineering drawings or have specific insurance requirements. All temporary artwork installations must be removed by the artist, who is responsible for restoring the site to its original condition at the end of the exhibition.

Commissioned Installations: The Public Art Program will include the commission of any County-funded temporary installations in its Annual Work Plan. A project description may be developed that includes the proposed location/s and goal of the commission and artist selection methods. The Public Art Program may issue an RFP to solicit artists to develop original project proposals or submit artworks to be placed on loan and may enter into a contract with the artist that includes the artist's cost for design, fabrication, installation, maintenance and de-installation of commissioned temporary artwork created for the Program; or a fee for the use and maintenance of pre-existing artworks.

Non-Commissioned Installations: Projects proposals submitted by individuals or arts organizations will be evaluated by Public Art Program staff for compliance with County standards and requirements, and consistency with the Public Art Program goals.

Submission Requirements: Artists or organizations proposing temporary artwork installations for consideration shall submit the following information:

- A written description of proposed artwork, including title, medium, dimensions (height x width x depth), weight, installation method and any anchoring procedure.
- If proposing existing work: photographs or slides of artwork; include reference to human scale.
- If proposing a new work: working drawings or photograph of maquette to scale.
- Artist's statement and resume
- Installation budget, including a description of the sponsoring organization or other method of financing. Include the name, address and phone number of the contact person.
- Proposed duration and exhibition period
- Proposed location for the installation

There is no deadline for proposals. Applicants are strongly encouraged to submit materials at least three months prior to the intended installation date to allow time for proposal review and project development. Artists and organizations outside Durham County may apply with the understanding that the artist or sponsoring organization is required to be present for site visits, installation, maintenance, and removal of artwork.

Submit proposals by email to public-art@dconc.gov or by U.S. mail to:

Public Art Coordinator
Durham County Public Art Program
201 E. Main Street, Suite 561
Durham, North Carolina 27701

Proposal materials will not be returned. Incomplete applications will not be reviewed.

Approval Process: A Temporary Art Review Panel (TARP) which includes the Durham County Public Art Coordinator or his/her/their representative, will review proposals. Issues of particular concern include safety and durability of the artwork, appropriateness to the community, and suitability to the proposed site. Upon receipt of a proposal, the TARP may:

- a) Submit approval recommendation to the County Manager
- b) Request that the applicant make further clarification or redesign the proposal before submitting a recommendation to the County Manager
- c) Request that the applicant present a new concept for the project
- d) Recommend denial of the proposal.

The County Manager or his/her/their representative will issue final approval of proposals. All decisions of the County Manager or his/her/their designee are final.

Public Art Program Responsibilities: Coordination of projects recommended by the TARP, assistance with preparation of legal documents for signature by the artist or organization, general assistance with advertising/press releases, and production of any required identifying signage.

Conditions of Durham County Government Acceptance:

- In accepting a temporary artwork installation, the County requires that the responsible parties enter into an agreement for the duration of the display that outlines the maintenance responsibilities and agreement to remove the work at the agreed upon conclusion of the display, leaving the site in its original condition or better. Following the approval of a proposal, the County Attorney's Office will issue a contract to the artist and/or sponsoring organization.
- If an artwork is not completed within the timeline originally approved by the TARP, or if changes in content, materials, form, presentation, or financing of the artwork occur, the artwork must be reviewed and approved again.
- The County reserves the right to manage its own property including the removal of the artwork, for reasons that include but are not limited to artwork that poses a public safety risk, has been left on County property beyond the agreed terms, or is damaged beyond repair.
- Neither the Public Art Program, nor the County of Durham, nor any of its agents, will be held liable for any damage or state of disrepair of a temporary artwork.
- The Artist shall grant Durham County government the right to a royalty-free, perpetual license to use any depictions of the artwork for non-commercial purposes (credit will be given to the exhibitor).