



AGENDA

COMMUNITY SERVICES COMMITTEE

6 September 2016

6pm

City of Albany Council Chambers

**CITY OF ALBANY
COMMUNITY STRATEGIC PLAN (ALBANY 2023)**

VISION

Western Australia's most sought after and unique regional city to live, work and visit.

VALUES

All Councillors, Staff and Volunteers at the City of Albany will be...

Focused: on community outcomes

This means we will listen and pay attention to our community. We will consult widely and set clear direction for action. We will do what we say we will do to ensure that if it's good for Albany, we get it done.

United: by working and learning together

This means we will work as a team, sharing knowledge and skills. We will build strong relationships internally and externally through effective communication. We will support people to help them reach their full potential by encouraging loyalty, trust, innovation and high performance.

Accountable: for our actions

This means we will act professionally using resources responsibly; (people, skills and physical assets as well as money). We will be fair and consistent when allocating these resources and look for opportunities to work jointly with other directorates and with our partners. We will commit to a culture of continuous improvement.

Proud: of our people and our community

This means we will earn respect and build trust between ourselves, and the residents of Albany through the honesty of what we say and do and in what we achieve together. We will be transparent in our decision making and committed to serving the diverse needs of the community while recognising we can't be all things to all people.

TERMS OF REFERENCE

(1) Function:

The Community Services Committee is responsible for the delivery of the following Sense of Community Objectives contained in the City of Albany Strategic Plan:

- (a) To build resilient and cohesive communities with a strong sense of place and community spirit;
- (b) To create interesting places, spaces and events that reflect our community's identity, diversity and heritage
- (c) To develop and support an inclusive and accessible community.

(2) It will achieve this by:

- (a) Developing policies and strategies;
- (b) Establishing ways to measure progress;
- (c) Receiving progress reports;
- (d) Considering officer advice;
- (e) Debating topical issues;
- (f) Providing advice on effective ways to engage and report progress to the Community ; and
- (g) Making recommendations to Council.

(3) Chairperson: Councillor Goode JP

(4) Membership: Minimum of 4 and a maximum of 7 elected members

(5) Meeting Schedule: First Tuesday of the Calendar Month

(6) Meeting Location: Council Chambers

(7) Executive Officer: Executive Manager Community Services

(8) Delegated Authority: None

COMMUNITY SERVICES COMMITTEE
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1. DECLARATION OF OPENING

2. PRAYER AND ACKNOWLEDGEMENT OF TRADITIONAL LAND OWNERS

“Heavenly Father, we thank you for the peace and beauty of this area. Direct and prosper the deliberations of this Council for the advancement of the City and the welfare of its people. Amen.”

“We would like to acknowledge the Noongar people who are the Traditional Custodians of the Land.

We would also like to pay respect to Elders both past and present”.

3. RECORD OF APOLOGIES AND LEAVE OF ABSENCE

Mayor Mayor D Wellington (Member)

Councillors:

Member	B Hollingworth
Member	C Dowling
Member	N Mulcahy
Member	S Smith (Deputy Chair)
Member	A Moir

Staff:

Chief Executive Officer	A Sharpe
Executive Manager Community Services	A Cousins
Minutes	C Crane

Apologies:

Member	A Goode JP (Chair)
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4. DISCLOSURES OF INTEREST

Name	Committee/Report Item Number	Nature of Interest

5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

6. PUBLIC QUESTION TIME

7. PETITIONS AND DEPUTATIONS

8. CONFIRMATION OF MINUTES

DRAFT MOTION

THAT the minutes of the Community Services Committee Meeting held on 7 June 2016, as previously distributed, be CONFIRMED as a true and accurate record of proceedings.

9. PRESENTATIONS

10. UNRESOLVED BUSINESS FROM PREVIOUS MEETINGS

11. OFFICER REPORTS

CS030: COUNCIL POLICY: ART IN THE PUBLIC DOMAIN

Proponent : City of Albany
Attachments :
1. CURRENT City of Albany Policy: Public Art
2. NEW Council Policy: Art in the Public Domain (2016)
3. NEW City Guideline: Art in the Public Domain (2016)
Report Prepared By : Vancouver Arts Centre Coordinator (A Perryman)
Responsible Officer : Executive Manager Community Services (A Cousins)

Responsible Officer's Signature:



STRATEGIC IMPLICATIONS

1. This item relates to the following elements of the City of Albany Strategic Community Plan 2023.
 - a. **Key Theme 4:** Sense of Community
 - b. **Strategic Objectives:**
 - 4.1 – To build resilient and cohesive communities with a strong sense of community spirit.
 - 4.2 – To create interesting places, spaces and events that reflect our community's identity, diversity and heritage.

In Brief:

- Review and consider ADOPTION of Council Policy: Art in the Public Domain (2016).
- Review and consider ENDORSEMENT of City Guideline: Art in the Public Domain (2016).

RECOMMENDATION

CS030: RESPONSIBLE OFFICER RECOMMENDATION

THAT Council:

1. **ADOPT Council Policy: Art in the Public Domain (2016);**
2. **ENDORSE City Guideline: Art in the Public Domain (2016); and**
3. **NOTE that, the proposed *Council Policy* and *City Guideline* are consistent with Local Planning Policy Manual policy position titled Public Art adopted by Council on 19 April 2011 (LPP No. 4 Commercial and Industrial Development).**

BACKGROUND

2. Council Policy related to Public Art is currently addressed through City of Albany Policy: Public Art (2015), within the Planning and Development Policy Manual.
3. This Policy:
 - a. Consists of one statement relating to the value of Public Art.
 - b. Consists of one paragraph referring to Public Art commissioning requirements for Private Developments over a certain value.
 - c. Does not address the broad spectrum of Public Art commissioning scenarios.
 - d. Does not reference a City Guideline — providing direction to City Officers.
 - e. Does not provide Legislative and Strategic Context.
4. The City does not have a current City Guideline to assist Officers implement Council Policy in relation to Public Art.

DISCUSSION

Council Policy: Public Art [Attachment 1]

5. The objective of the Policy is to place a requirement on private developers to comply with the State Government's Percent for Art Scheme.
6. The Policy can only be applied in one specific circumstance and does not address other scenarios through which the development and management of Public Art can take place.

Overview New Council Policy: Art in the Public Domain (2016) [Attachment 2]

7. The proposed policy position communicates Council's position on the value of Public Art.
8. The proposed policy refers to the City Guideline: Art in the Public Domain (2016) and stipulates a cycle for review, and a requirement for these guidelines to align with State Government guidelines.
9. The new Policy:
 - a. Makes provision for most Public Art commissioning scenarios.
 - b. Is consistent and complementary to the City Policy: Public Art (Local Planning Policy Manual) and as such there is no requirement to amend or rescind this aspect of the Planning and Development Manual.
 - c. States that there is a requirement for City of Albany led Capital Works Projects over the value of \$1,500,000 to allocate 1% of the estimated total project cost for the development of new Public Art.
 - d. Is for a period of three financial years: 2016/17, 2017/18, and 2018/19.

Overview New City Guideline: Art in the Public Domain (2016) [Attachment 3]

10. The new City Guideline (the Guideline) identifies most scenarios through which Public Art is realised and is aligned to best practice policies and guidelines developed by State Government.

11. The Guideline:

- a. Identifies the underlying purposes of Public Art and provides greater clarity around industry accepted definitions of Public Art.
- b. Outlines alternative commissioning models and provides definitions around roles and responsibilities of parties involved.
- c. Outlines administrative procedures for most scenarios for the development and commissioning of Public Art.
- d. Provides clarity around requirements for engaging with the City of Albany as part of the commissioning process.
- e. Provides clarity around the management of Public Art including copyright, legal title and ownership issues.
- f. Provides clarity around responsibilities for ongoing maintenance of Public Art.
- g. Outlines the administrative process for de-accessioning Public Art.

GOVERNMENT & PUBLIC CONSULTATION

12. State Government, Department of Culture and the Arts (DCA) are currently reviewing their policy on Public Art and have been consulting with local Governments. DCA Public Art Policy Officers have reviewed the proposed Council Policy: Art in the Public Domain (2016) and the City Guideline: Art in the Public Domain (2016) and provided feedback, which has been incorporated.

STATUTORY IMPLICATIONS

13. Nil.

POLICY IMPLICATIONS

14. Adoption of Council Policy: Art in the Public Domain (2016) and adoption of City Guideline: Art in the Public Domain (2016).

RISK IDENTIFICATION & MITIGATION

15. The risk identification and categorisation relies on the City's Enterprise Risk & Opportunity Management Framework.

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
<i>Reputation: Unclear policy and absence of guidelines governing Public Art fails to manage community expectation and causes dissatisfaction</i>	<i>Likely</i>	<i>Moderate</i>	<i>High</i>	<i>Adoption of new Policy and Guideline will ensure Council is implementing best practice.</i>
<i>Reputation: Unclear Policy and Guidelines governing Public Art resulting in poor public art outcomes</i>	<i>Likely</i>	<i>Moderate</i>	<i>High</i>	<i>Adoption of new Policy and Guideline will ensure Council is implementing best practice.</i>
<i>Opportunity: Set clear direction in regards to the rules associated with public art.</i>				

FINANCIAL IMPLICATIONS

16. The new Council Policy: Art in the Public Domain (2016) places a requirement on City of Albany led Capital Works projects worth over \$1.5million to allocate a percentage of the overall budget to the commissioning of Public Art.

LEGAL IMPLICATIONS

17. Any application of the Policy and City Guideline will be undertaken in accordance with all other Council Policies and relevant laws.

ENVIRONMENTAL CONSIDERATIONS

18. Any application of the Policy and City Guideline will be undertaken in accordance with all other Council Policies.

ALTERNATE OPTIONS

19. Council could determine not to adopt the new Policy and endorse the Guidelines. This is not recommended as the Current Policy does not adequately address all Public Art scenarios and a current Guideline does not exist.
20. Council could determine to endorse the new City Guideline: Art in the Public Domain (2016) but not adopt the Council Policy: Art in the Public Domain (2016). This is not recommended as the existing City of Albany Policy: Public Art makes no reference to the City Guideline and therefore best practice principals will not be applied to any future developments of Public Art.
21. Council could choose to adopt the Council Policy: Art in the Public Domain (2016) and City Guideline: Art in the Public Domain (2016) but with amendments. This is not recommended as all documentation has been peer reviewed and conforms to current best practice.

SUMMARY CONCLUSION

22. Noting that, the current Council policy position “Public Art (2015)” is limited in its application, and a City Guideline to support the Policy does not exist, it is recommended that the Responsible Officer’s Recommendation be adopted.

Consulted References	<ul style="list-style-type: none"> • Government of Western Australia, DCA: Public Art Commissioning Guidelines (2016) • The Western Australian State Government Percent for Art Scheme Guidelines (2016) • City Policy: Public Art
File Number (Name of Ward)	All Wards
Previous Reference	OCM 19/04/2011 Resolution 1.1.

COMMUNITY SERVICES COMMITTEE
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14. **NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF COUNCIL**
15. **MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN.**
16. **REPORTS OF CITY OFFICERS**
17. **MEETING CLOSED TO PUBLIC**
18. **CLOSURE**