

# agenda

## Art Collection and Advisory Committee

A MEETING WILL BE HELD IN CONFERENCE ROOM 1,  
JOONDALUP CIVIC CENTRE, BOAS AVENUE, JOONDALUP

**ON** **MONDAY, 5 NOVEMBER 2012**  
**COMMENCING AT 5.30pm**

**GARRY HUNT**  
Chief Executive Officer  
2 November 2012

## PROCEDURES FOR PUBLIC QUESTION TIME

The following procedures for the conduct of Public Question Time were adopted at the Council meeting held on 17 March 2009:

### Questions asked verbally

- 1 Members of the public are invited to ask questions at Committee Meetings.
- 2 Questions asked at a Committee meeting should relate to items on the Committee agenda.
- 3 A register will be provided for those persons wanting to ask questions to enter their name. Persons will be requested to come forward in the order in which they are registered, and to give their name and address.
- 4 Public question time will be limited to two minutes per member of the public, with a limit of two questions per member of the public.
- 5 Statements are not to precede the asking of a question during public question time. Statements should be made during public statement time.
- 6 Members of the public are encouraged to keep their questions brief to enable everyone who desires to ask a question to have the opportunity to do so.
- 7 Public question time will be limited to the legislative minimum of fifteen minutes and may be extended in intervals of up to ten minutes by resolution of the Committee, but the total time allocated for public questions to be asked and responses to be given is not to exceed 35 minutes in total. Public question time is declared closed following the expiration of the allocated time period, or earlier than such time where there are no further questions.
- 8 Questions are to be directed to the Presiding Member and should be asked politely in good faith and are not to be framed in such a way as to reflect adversely or be defamatory on a particular Committee Member or City employee. The Presiding Member shall decide to:
  - Accept or reject any question and his/her decision is final;
  - Nominate a member of the Committee and/or City employee to respond to the question; and
  - Take a question on notice. In this case a written response will be provided as soon as possible, and included in the agenda of the next Committee meeting.
- 9 Where a Committee Member is of the opinion that a member of the public is:
  - asking a question at a Committee meeting that is not relevant to the purpose for which the meeting has been called; and
  - making a statement during public question time.

they may bring it to the attention of the Presiding Member.

- 10 Questions and any response will be summarised and included in the minutes of the Committee meeting.
- 11 It is not intended that question time should be used as a means to obtain information that would not be made available if it was sought from the City's records under Section 5.94 of the *Local Government Act 1995* or the *Freedom of Information (FOI) Act 1992*. Where the response to a question(s) would require a substantial commitment of the City's resources, the Chief Executive Officer (CEO) will determine that it is an unreasonable impost upon the City and refuse to provide it. The CEO will advise the member of the public that the information may be sought in accordance with the *FOI Act 1992*.

**Questions in Writing – (Residents and/or ratepayers of the City of Joondalup only).**

- 1 Only City of Joondalup residents and/or ratepayers may submit questions to the City in writing.
- 2 Questions asked at a Committee meeting should relate to items on the Committee agenda.
- 3 The City will accept a maximum of five written questions per City of Joondalup resident/ratepayer. To ensure equality and consistency, each part of a multi-part question will be treated as a question in its own right.
- 4 Questions lodged by 9.00 am on the day immediately prior to the scheduled Committee meeting will be responded to, where possible, at the Committee meeting. These questions, and their responses, will be distributed to Elected Members and made available to the public in written form at the meeting.
- 5 The Presiding Member shall decide to accept or reject any written question and his/her decision is final. Where there is any concern about a question being offensive, defamatory or the like, the Presiding Member will make a determination in relation to the question. Questions determined as offensive, defamatory or the like will not be published. Where the Presiding Member rules questions to be out of order, an announcement to this effect will be made at the meeting, including the reason(s) for the decision.
- 6 The Presiding Member may rule questions out of order where they are substantially the same as questions previously submitted and responded to.
- 7 Written questions unable to be responded to at the Committee meeting will be taken on notice. In this case, a written response will be provided as soon as possible and included on the agenda of the next Committee meeting.
- 8 A person who submits written questions may also ask questions at a Committee meeting and questions asked verbally may be different to those submitted in writing.
- 9 Questions and any response will be summarised and included in the minutes of the Committee meeting.

- 10 It is not intended that question time should be used as a means to obtain information that would not be made available if it was sought from the City's records under Section 5.94 of the *Local Government Act 1995* or the *Freedom of Information (FOI) Act 1992*. Where the response to a question(s) would require a substantial commitment of the City's resources, the Chief Executive Officer (CEO) will determine that it is an unreasonable impost upon the City and refuse to provide it. The CEO will advise the member of the public that the information may be sought in accordance with the *FOI Act 1992*.

#### **DISCLAIMER**

Responses to questions not submitted in writing are provided in good faith and as such, should not be relied upon as being either complete or comprehensive.

### PROCEDURES FOR PUBLIC STATEMENT TIME

The following procedures for the conduct of Public Statement Time were adopted at the Council meeting held on 18 December 2007:

- 1 Members of the public are invited to make statements, either verbally or in writing, at Committee meetings.
- 2 Statements made at a Committee meeting should relate to items on the Committee agenda.
- 3 A register will be provided for those persons wanting to make a statement to enter their name. Persons will be requested to come forward in the order in which they are registered, and to give their name and address.
- 4 Public statement time will be limited to two minutes per member of the public.
- 5 Members of the public are encouraged to keep their statements brief to enable everyone who desires to make a statement to have the opportunity to do so.
- 6 Public statement time will be limited to a maximum of 15 minutes. Public statement time is declared closed following the 15 minute allocated time period, or earlier than such time where there are no further statements.
- 7 Statements are to be directed to the Presiding Member and are to be made politely in good faith and are not to be framed in such a way as to reflect adversely or be defamatory on a particular Elected Member or City employee.
- 8 Where a Committee Member is of the opinion that a member of the public is making a statement at a Committee meeting that is not relevant to the purpose for which the meeting has been called, they may bring it to the attention of the Presiding Member who will make a ruling.
- 9 A member of the public attending a Committee meeting may present a written statement rather than making the statement verbally if he or she so wishes.
- 10 Statements will be summarised and included in the minutes of the Committee meeting.

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**Note:**

Clause 77 of the City's *Standing Orders Local Law 2005* states:

*“Unless otherwise provided in this local law, the provisions of this local law shall apply to meetings of committees with the exception of:*

- (a) Clause 29 (Members seating) and*
- (b) Clause 54 (Limitation on members speaking)”*

## CITY OF JOONDALUP

Notice is hereby given that a meeting of the **Art Collection and Advisory Committee** will be held in Conference Room 1, Joondalup Civic Centre, Boas Avenue, Joondalup on **Monday, 5 November 2012** commencing at **5.30pm**.

GARRY HUNT  
Chief Executive Officer  
2 November 2012

Joondalup  
Western Australia

### AGENDA

#### **Committee Members**

<i>Cr Liam Gobbert</i>	<i>Presiding Member</i>
<i>Mayor Troy Pickard</i>	
<i>Cr John Chester</i>	<i>Deputy Presiding Member</i>
<i>Cr Kerry Hollywood</i>	
<i>Cr Mike Norman</i>	
<i>Cr Teresa Ritchie</i>	
<i>Cr Sam Thomas</i>	
<i>Chief Executive Officer</i>	

#### **Deputies**

<i>Cr Geoff Amphlett, JP</i>
-
<i>Cr Brian Corr</i>
<i>Cr Tom McLean, JP</i>
<i>Cr Christine Hamilton-Prime</i>
<i>Cr Russ Fishwick, JP</i>
<i>Cr Philippa Taylor</i>
-

#### **Quorum for meetings (4)**

*The quorum for a meeting is to be at least 50% of the number of offices (whether vacant or not) of members of the committee.*

#### **Simple majority (4):**

*A simple majority is to be more than 50% of those members present at the meeting.*

#### **Absolute majority:**

*An absolute majority vote is to be more than 50% of the number of officers (whether vacant or not) of the committee.*

#### **Casting vote:**

*In the event that the vote on a motion is tied, the presiding person must cast a second vote.*

**Terms of Reference**

To:

- *approve art acquisitions within the available adopted budget funds;*
- *develop and maintain a visual art collection of significance and repute that reflects the cultural aspirations of the City of Joondalup and its expressed goals and policies;*
- *build an art collection of appreciating financial value, which constitutes a sound investment for the City;*
- *collect works of visual art of demonstrable excellence by artists of significance, consistent with the perceived developments in West Australian contemporary art;*
- *collect and commission selectively works of art which enhance the existing Collection and which foster an understanding, enjoyment and appreciation of the visual arts among the broader community and members of the general public;*
- *review the criteria established to determine the award winners; and*
- *perform an oversight role in relation to the strategic direction of the City's Community Art Exhibition and Invitational Art Award.*

**DECLARATION OF OPENING****PUBLIC QUESTION TIME****PUBLIC STATEMENT TIME****APOLOGIES/LEAVE OF ABSENCE****Leave of Absence Previously Approved**

Cr Christine Hamilton-Prime	1 November to 25 November 2012 inclusive.
Cr Brian Corr	6 November to 16 November 2012 inclusive.
Cr Sam Thomas	12 November to 24 November 2012 inclusive.
Cr Amphlett	14 November to 23 November 2012 inclusive.
Cr Gobbert	20 November to 28 November 2012 inclusive.
Cr Teresa Ritchie	27 November to 4 December 2012 inclusive.

**CONFIRMATION OF MINUTES**

MINUTES OF THE ART COLLECTION AND ADVISORY COMMITTEE HELD  
25 OCTOBER 2012

**RECOMMENDATION**

**That the minutes of the meeting of the Art Collection and Advisory Committee held on 25 October 2012 be confirmed as a true and correct record.**

**ANNOUNCEMENTS BY THE PRESIDING MEMBER WITHOUT DISCUSSION**

**DECLARATIONS OF INTEREST**

**IDENTIFICATION OF MATTERS FOR WHICH THE MEETING MAY SIT BEHIND  
CLOSED DOORS**

**PETITIONS AND DEPUTATIONS**

## REPORTS

### ITEM 1 PUBLIC ARTWORK COMMISSION FOR CITY CENTRE, JOONDALUP

**WARD:** All

**RESPONSIBLE DIRECTOR:** Mr Mike Tidy  
Corporate Services

**FILE NUMBER:** 102552, 101515

**ATTACHMENTS:**

Attachment 1	Leading Contemporary Artists
Attachment 2	Western Australian Contemporary Artists
Attachment 3	Artist Profile - Lorenna Grant
Attachment 4	Artist Profile - Brendan Van Hek
Attachment 5	Artist Profile - Miik Green
Attachment 6	Proposed Sites

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## PURPOSE

For Council to consider commissioning a Public Artwork for a City Centre location in Joondalup.

## EXECUTIVE SUMMARY

This report presents details and options to Council regarding the commission of a public artwork for the City of Joondalup. The artwork is to be located in the City Centre and will be completed in the 2013/14 financial year within the allocated budget. It is anticipated that the artwork will contribute to the revitalisation of the City Centre, Joondalup.

The background provides a definition and a description of the practice of public art, a brief discussion of its contribution to a community's sense of wellbeing, and a history of its relationship to the City of Joondalup.

Potential artists and suppliers are detailed, the advantages and disadvantages of each are listed. The attachments to this report provide examples of the works of three Western Australian artists with a brief biography and CV of each. Also attached are the potential sites for the artwork including advantages of each site.

*It is recommended that Council:*

- 1 *AGREES that the total funds available for the public artwork project being \$50,000 carried forward from 2011/12 financial year and \$50,000 allocated as part of the 2012/13 financial year be combined for a single \$100,000 project;*
- 2 *SELECTS its preferred site for the proposed public artwork;*

- 3 *SELECTS Loreнна Grant to undertake the public artwork with a combined value not to exceed \$100,000 including installation costs on the condition of further exploration of her concept and re-submitting an alternative full design within budget; and*
- 4 *AGREES not to undertake community consultation for the proposed public artwork.*

## **BACKGROUND**

The Council at its meeting held on 17 April 2012 (CJ066-04/12 refers) resolved in part:

- 7 *In relation the Public Artwork Proposal:*
  - 7.1 *NOMINATES the City Centre as the ideal location for the Public Artwork Proposal;*
  - 7.2 *ENDORSES Option 2.2 Commissioning of an Artist for the sourcing of public artwork for a piece of art at the central intersection of Central Walk;*
  - 7.3 *REQUESTS a further report be SUBMITTED to the Art Collection and Advisory Committee on the opportunities for the Inside-Out Billboard Project for the 2012/13 Financial Year;*
  - 7.4 *REQUESTS the Policy Committee to ESTABLISH a Developer Contribution Policy;*
  - 7.5 *REQUESTS a presentation from the Chief Executive Officer regarding the project scope and whether it is achievable in reaching the desirable outcomes; and*
  - 7.6 *INITIATES an Expression of Interest for the Public Art Proposal and the results be SUBMITTED to the Art Collection and Advisory Committee for its consideration.*

In 1991, the former City of Wanneroo commenced a public art program and began installing artworks throughout the district. In 1995, the former City of Wanneroo adopted a cultural policy, of which the implementation of public art was an important aspect.

Following the division of the City of Joondalup from the former City of Wanneroo in 1997, the existing works within the City of Joondalup's boundaries became part of the current Public Art Collection. Since 1997, the collection has been maintained and added to; however, the majority of the works were created prior to 1999, when a number of major developments were taking place in the Joondalup City Centre (such as the development of the City's civic facilities on Boas Avenue).

The most recent City public art projects include:

- 2001: Kevin Draper was commissioned to create the metal trees located in Central Park.

- 2004: Jon Tarry was commissioned to create the Bali bombing memorial at the Kingsley Memorial Clubrooms.
- 2011: Kate McMillan was commissioned to create a work of public art at Seacrest Park Community Sporting Facility.

The City of Joondalup's current Public Art Collection includes 35 works of public art, including mosaics, murals, sculptures, street bollards, architectural details and street furniture. Works are situated throughout the district; however, the majority are located in and around the Joondalup City Centre area.

The 2011/12 budget allowed an amount of \$50,000 to commission public art. This amount remained unspent and was carried forward to 2012/13. In addition, a further \$50,000 was allocated for 2012/13 for the same project. As the 2011/12 allocation remained unspent, it is suggested that both allocations be spent in one project.

## DETAILS

Public art refers to works of art in any media that have been planned and executed with the specific intention of being sited or staged in the physical public domain, usually outside and accessible to all. It signifies a particular working practice, often with implications of site specificity, community involvement or collaboration.

In recent years, public art has expanded in scope and application – both into more challenging areas of art form and across a much broader range of what might be called our 'public realm'. Cultural interventions of this kind have often been realised in response to creatively engaging a community's sense of 'place' or 'wellbeing'.

Such commissions can still, of course, result in physical, permanent artworks and sculptures. However, they are beginning to include other much more process-driven and action-research based artistic practices as well. As such, these do not always rely on the production of a physical or permanent artwork. This expanded scope of public art can embrace many diverse practices and art forms. The range of this type of artwork's potential is, of course, endless and ever-changing.

Monuments, memorials and civic statuary are perhaps the oldest and most obvious forms of officially sanctioned public art. Increasingly, most aspects of the built environment are seen as legitimate candidates for consideration as, or the location for, public art, including street furniture, lighting and graffiti. Public art is not confined to physical objects; dance, procession, street theatre and even poetry have proponents that specialise in public art.

When considering a public art proposal within the City, the intended objectives should be:

- to promote the City as a cultural destination;
- to meet accessibility and public safety requirements;
- to be relevant and appropriate to the context of its site and the City of Joondalup;
- to contribute to community amenity and the creation of a sense of place;
- to articulate and celebrate the community and its diversity;
- to create and enhance cultural tourism experiences;
- to animate and enrich public spaces and contribute to urban regeneration;
- to facilitate community cultural development;
- to contribute to identification of the City;

- to be designed to a high level;
- to possess aesthetic standards suitable for permanent display;
- to support the integration of contemporary art and daily life;
- to be completed within the 2012/13 financial year; and
- to fit within the budget of \$100,000.

#### Issues and options considered:

Council has nominated the Joondalup City Centre as the ideal location to commission a public artwork.

To meet the objectives outlined for the public art project to start in the 2012/13 financial year, it is recommended that Council endorses the commissioning of an artist to create a site-specific artwork. The commissioning of an artist is common practice when planning a development and currently a modest budget exists for the creation and implementation of one artwork. The proposed commissioning process would involve the following steps:

#### Estimated Timeline

Project approval	October 2012
Artists visit site	November 2012
Artists submit brief	December 2012
Selected artist develops concept plan	February 2013
Community Consultation	May 2013
Development of detailed plan of artwork by artist	August 2013
Approval from CEO	October 2013
Manufacture and installation of artwork	July 2014
Estimated delivery date of installation	August 2014

Within the context of 'leading contemporary artists' (Attachment 1) that represent international best practice but at a cost beyond the City's budget, three Western Australian artists were approached (Attachment 2) with a brief of the preferred site (City Centre) and preferred medium (water). The City invited these artists to visit the proposed site in the City Centre and later received a detailed description of how they would approach the commission if selected.

The following advantages and disadvantages apply to commissioning artwork:

Advantages	Disadvantages
Allows the artwork to be created specifically for the site and environment in which it is located.	Commissioning process is a lengthy process and artwork implementation alone requires at least nine months for the creation of a successful artwork following approval of the artist and their concept design. Timeline for complete commissioning process is approximately 25-27 months.
The proposed work will be of a high standard and each artist is very well established in Western Australian.	Inability to know what the final artwork will look like until the final stages of the project.
Work will be important in awareness of revitalisation of City Centre.	With the amount of funds available being modest in terms of commissioning public artwork, this may result in a smaller work or one that is aesthetically compromised.

## Options for Possible Sites



Following the resolution of Council at its meeting held on 17 April 2012 for a preference of a City Centre location for the public art commission, six alternative sites in the City Centre have been submitted, including information from a brief investigation to ascertain the suitability of each City Centre location, ownership of land and installation restrictions where relevant.

Attachment 6 shows the City locations proposed for consideration and includes comments as a result of conducting preliminary research. Also included for each site is a map showing the known location of the main utilities and services that may impact on the ability to install public art at that location.

Of the proposed locations, Site 1 (Central Walk) is the most problematic due to issues of land ownership including that the east west lane is private land, Central Walk is covered by a management order held by the Department of Regional Development and Lands, the location of significant utility services in Central Walk and the potential for any installation to restrict emergency service access. It is recommended that consideration be first given to the other proposed sites for public art.

## Legislation/Strategic Plan/Policy Implications

### Legislation

As the construction and installation of the public art will be undertaken by the City, it would therefore be regarded as a 'public work' and no planning approval would be required. Section 6 (3) of the *Planning and Development Act 2005* requires the responsible authority to be consulted with at the time the public work is being formulated.

The structure would be classified as a class 10b within the Building Code of Australia and would require a building permit as required by the *Building Act 2011*. The structure may also require a Structural Engineer Certificate.

## Strategic Plan

**Key Theme:** Community Wellbeing.

**Aspirational Outcome:** The City has world-class facilities and a thriving cultural scene. It encourages and supports local organisations and community groups. Community spirit is felt by all residents and visitors, who live in safe and friendly neighbourhoods.

**Objective:** Cultural development. For the community to have access to world-class cultural and artistic events and facilities.

**Strategic initiatives:** Invest in publicly accessible visual art that will present a culturally-enriched environment.

Promote local opportunities for arts development.

**Policy** The City's Art and Memorabilia Collection Policy.

The current version of the policy states:

*The City will support Western Australian art and artists through an art acquisition program. The City will adopt a multi-criteria approach to its art collection, acquisitions and awards. This approach will ensure that the collection, acquisitions and awards include contemporary art and art demonstrating local content and context.*

### **Risk Management Considerations:**

All works considered would need to meet stringent public safety criteria.

The risk of commissioning any artwork is the inability to know what the final artwork will look like until the final stages of the project.

### **Financial/Budget Implications:**

The 2011/12 budget allowed an amount of \$50,000 to commission public art. This amount remained unspent and was carried forward to 2012/13. In addition, a further \$50,000 was allocated for 2012/13 for the same project. As the 2011/12 allocation remained unspent, it is suggested that both allocations be spent in 2012/13.

### **Regional Significance:**

The City's Art Collection, including its public art, archives and memorabilia, plays an important part in shaping and developing a sense of community.

The ongoing provision of an accessible and high calibre art collection is integral to the cultural development and vibrancy of the City of Joondalup region and to best practice standards for the development of the visual arts in local government.

**Sustainability Implications:**

The installation of public artworks has positive social sustainability implications. Public artworks physically enrich a locality and provide a catalyst for public discussion about current social, economic and environmental issues. Public artworks strengthen the public realm by creating points of interest, animating spaces and providing beauty, character and colour to places. A new public artwork will build upon the relevance of the City's public spaces for the local community and increase the value of the City's cultural resources.

**Consultation:**

Given the scope of the Public Artwork Commission it is recommended that no community consultation take place.

**COMMENT**

Council approved the commission and development of a piece of public art for the City Centre. Overall the commission will be a sound investment for the City of Joondalup's Public Art Collection and should provide a distinguishing and relevant artwork for City Centre. The commissioning of a public artwork will also aid in the revitalisation of Joondalup City Centre.

Public art will add meaning to and builds a stronger sense of place, identity and uniqueness to the City Centre and community. Other non tangible benefits public art contributes are:

- reflects and reveals societies;
- humanises the built environment;
- invigorates public spaces;
- is freely accessible and enables people to experience art in their daily lives;
- invites interaction and response and promotes discussion and debate;
- offers alternative perspectives that can challenge assumptions, beliefs and community values;
- gives community pride and spirit;
- establishes unique, culturally active, liveable places.

The artists listed represent a range of challenging and diverse work that could encourage the general public to re-examine their expectations and definitions of art through dialogue about the role of art in public spaces. The selected Western Australian artist will design an artwork to challenge an outdoor public site to serve as a catalyst for conversations about art and/or community issues within Joondalup and Western Australia. It is proposed that Loreнна Grant undertake the public artwork as the style and aesthetic of the artist best reflects the City Centre location and the artist has a good track record in working with local government.

In regards to the proposed locations, due to the problems associated with Site 1 (Central Walk) it is recommended that consideration be first given to the other proposed sites for the location of public art.

**VOTING REQUIREMENTS**

Simple Majority.

**RECOMMENDATION****That Council:**

- 1** AGREES that the total funds available for the public artwork project being \$50,000 carried forward from 2011/12 financial year and \$50,000 allocated as part of the 2012/13 financial year be combined for a single \$100,000 project;
- 2** SELECTS its preferred site for the proposed public artwork;
- 3** SELECTS Lorena Grant to undertake the public artwork with a combined value not to exceed \$100,000 including installation costs on the condition of further exploration of her concept and re-submitting an alternative full design within budget; and
- 4** AGREES not to undertake community consultation for the proposed public artwork.

*Appendix 1 refers*

To access this attachment on electronic document, click here: [Attach1artagn051112.pdf](#)

**MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

**REQUESTS FOR REPORTS FOR FUTURE CONSIDERATION**

**CLOSURE**

## APPENDICES

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