

# agenda

## Art Collection and Advisory Committee

A MEETING WILL BE HELD IN CONFERENCE ROOM 2  
JOONDALUP CIVIC CENTRE, BOAS AVENUE, JOONDALUP

**ON** THURSDAY 24 OCTOBER 2013  
**COMMENCING AT** 7.00pm

GARRY HUNT  
Chief Executive Officer  
22 October 2013

### **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 10 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;
  - 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;
  - 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 9.00am 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 Special meeting of the **Art Collection and Advisory Committee** will be held in Conference Room 2, Joondalup Civic Centre, Boas Avenue, Joondalup on **Thursday 24 October 2013** commencing at **7.00pm**.

GARRY HUNT  
Chief Executive Officer  
22 October 2013

Joondalup  
Western Australia

### AGENDA

#### **Committee Members (8):**

To be appointed at the Special meeting of Council to be held on 22 October 2013.

#### **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;*
- *perform an oversight role in relation to the strategic direction of the City's Community Art Exhibition and Invitational Art Award.*

## **DECLARATION OF OPENING**

### **ELECTION OF PRESIDING MEMBER**

Section 5.12 of the *Local Government Act 1995* requires a committee appointed by a local government, to appoint a Presiding Member as the first item of business at its first meeting.

The procedure that is required to be followed is detailed in Schedule 2.3, Division 1 of the Act which is as follows:

#### **2 When the Committee elects a Presiding Member**

- (1) The office is to be filled as the first matter dealt with:
  - (a) at the first meeting of the Committee after an inaugural election or a Section 4.13 or 4.14 election or after an ordinary elections day; and
  - (b) at the first meeting of the Committee after an extraordinary vacancy occurs in the office.
- (2) If the first ordinary meeting of the Committee is more than three weeks after an extraordinary vacancy occurs in the office, a special meeting of the Council is to be held within that period for the purpose of filling the office.

#### **3 CEO to preside**

The CEO is to preside at the meeting until the office is filled.

#### **4 How the Presiding Member is elected**

- (1) The Committee is to elect a Committee member to fill the office.
- (2) The election is to be conducted by the CEO in accordance with the procedure prescribed.
- (3) Nominations for the office are to be given to the CEO in writing before the meeting or during the meeting before the close of nominations.
- (3a) Nominations close at the meeting at a time announced by the CEO, which is to be a sufficient time after the announcement by the CEO that nominations are about to close to allow for any nominations made to be dealt with.
- (4) If a Committee Member is nominated by another Committee Member the CEO is not to accept the nomination unless the nominee has advised the CEO, orally or in writing, that he or she is willing to be nominated for the office.
- (5) The Committee Members are to vote on the matter by secret ballot as if they were electors voting at an election.

- (6) Subject to clause 5(1), the votes cast under subclause (5) are to be counted, and the successful candidate determined, in accordance with Schedule 4.1 (which deals with determining the result of an election) as if those votes were votes cast at an election.
- (7) As soon as practicable after the result of the election is known, the CEO is to declare and give notice of the result in accordance with the regulations, if any.

## **5 Votes may be cast a second time**

- (1) If when the votes cast under Clause 4(5) are counted there is an equality of votes between two or more candidates who are the only candidates in, or remaining in, the count, the count is to be discontinued and the meeting is to be adjourned for not more than seven days.
- (2) Any nomination for the office may be withdrawn, and further nominations may be made, before or when the meeting resumes.
- (3) When the meeting resumes the Committee Members are to vote again on the matter by secret ballot as if they were electors voting at an election.
- (4) The votes cast under subclause (3) are to be counted, and the successful candidate determined, in accordance with Schedule 4.1 as if those votes were votes cast at an election.

## **ELECTION OF DEPUTY PRESIDING MEMBER**

It is open for the Committee to elect a Deputy Presiding Member, who would chair the meeting in the absence of the Presiding Member. Alternatively if the Presiding Member is unavailable to chair the meeting and no Deputy Presiding Member has been appointed, in accordance with Section 5.14 of the Act, the Committee Members present at the meeting may choose one of themselves to preside over the meeting.

Should the Committee wish to elect a Deputy Presiding Member, the procedure that is required to be followed is detailed in Schedule 2.3, Division 2 of the Act is as follows:

## **8 How the Deputy Presiding Member is elected**

- (1) The Committee is to elect a Committee member to fill the office.
- (2) The election is to be conducted in accordance with the procedure prescribed by the Presiding member, or if he or she is not present, by the CEO.
- (3) Nominations for the office are to be given to the person conducting the election in writing before the meeting or during the meeting before the close of nominations.
- (3a) Nominations close at the meeting at a time announced by the person conducting the election, which is to be a sufficient time after the announcement by that person that nominations are about to close to allow for any nominations made to be dealt with.



- (4) If a Committee Member is nominated by another Committee Member the person conducting the election is not to accept the nomination unless the nominee has advised the person conducting the election, orally or in writing, that he or she is willing to be nominated for the office.
- (5) The Committee Members are to vote on the matter by secret ballot as if they were electors voting at an election.
- (6) Subject to clause 9(1), the votes cast under subclause (5) are to be counted, and the successful candidate determined, in accordance with Schedule 4.1 (which deals with determining the result of an election) as if those votes were votes cast at an election.
- (7) As soon as practicable after the result of the election is known, the person conducting the election is to declare and give notice of the result in accordance with the regulations, if any.

**9 Votes may be cast a second time**

- (1) If when the votes cast under Clause 8(5) are counted there is an equality of votes between two or more candidates who are the only candidates in, or remaining in, the count, the count is to be discontinued and, not more than seven days later, a special meeting of the Committee is to be held.
- (2) Any nomination for the office may be withdrawn, and further nominations may be made, before or when the special meeting is held.
- (3) When the special meeting is held the Committee Members are to vote again on the matter by secret ballot as if they were electors voting at an election.
- (4) The votes case under subclause (3) are to be counted, and the successful candidate determined, in accordance with Schedule 4.1 as if those votes were votes cast at an election.

**PUBLIC QUESTION TIME**

**PUBLIC STATEMENT TIME**

**APOLOGIES/LEAVE OF ABSENCE**

**DECLARATIONS OF INTEREST**

## REPORT

### **ITEM 1                    2013 - CITY OF JOONDALUP'S COMMUNITY INVITATION ART AWARD - ARTWORKS FOR ACQUISITION**

<b>WARD</b>	All
<b>RESPONSIBLE ACTING DIRECTOR</b>	Mr Mike Smith Corporate Services
<b>FILE NUMBER</b>	35613, 101515, 102850
<b>ATTACHMENT</b>	Nil.
<b>AUTHORITY / DISCRETION</b>	Executive - The substantial direction setting and oversight role of Council, such as adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.

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## PURPOSE

For the Art Collection and Advisory Committee (ACAC) to consider the acquisition of artworks from the City's 2013 Community Invitation Art Award (CIAA).

## EXECUTIVE SUMMARY

2013 marks the inaugural year for the Community Invitation Art Award, which has replaced the annual Invitation Art Award (IAA). The CIAA is an acquisitive award with eligibility limited to City of Joondalup residents or a member of the Joondalup Community Art Association (JCAA); and aims to promote and support local professional visual arts.

The CIAA offers a variety of non-acquisitive awards to support the Overall Award, which is acquisitive. The event calls for initial expressions of interest from professional local artists or members of the JCAA. From the entries received, a shortlist of artists is selected by an independent panel of industry experts to receive an invitation to exhibit a new series of three artworks.

Prior to the official opening of the CIAA, a separate independent judging panel determines the winners of four award categories. In addition, a People's Choice is awarded by popular vote (general public). In total the five award categories are as follows:

- The Overall Award.
- The Overall Runner Up Award.
- The Award for Excellence.
- The Celebrating Joondalup Award.
- The People's Choice Award.

A condition of the CIAA is that the winning artwork of the Overall Award is acquired by the City for its art collection.

The CIAA is officially opened by the Mayor in October of each year with members of the ACAC being briefed prior to the opening. Following the briefing and guided by recommendations from the City's Curator, the ACAC determine which pieces are acquired and the Chief Executive Officer exercises his delegation and purchases those pieces. Those pieces are then reserved at the time of the opening of the CIAA.

The City currently budgets an amount of \$7,000 for the Overall Award (acquisitive prize), and has a further \$15,000 to acquire purpose identified works in the 2013-14 financial year to include the CIAA, the Community Art Exhibition and works selected by other means (for example, galleries or private collections).

## **BACKGROUND**

The City of Joondalup's CIAA is an annual exhibition that brings together a diverse selection of Western Australian leading artists and provides members of the public with access to a high standard of artworks. 2013 will be the inaugural year for the City's CIAA. The event is held in October of each year within the 'Great Space' of Lakeside Joondalup Shopping City.

As part of the CIAA, a first prize of \$7,000 is awarded to the winner of the Overall Acquisitive Award, with the City automatically acquiring that work. In addition there are four other prize categories. In total the prize categories are as follows:

- The Overall Award (acquisitive) \$7,000.
- The Overall Runner Up Award (non-acquisitive) \$2,000.
- The Award for Excellence (non-acquisitive) \$2,000.
- The Celebrating Joondalup Award (voluntary category) \$2,000.
- The People's Choice Award (all artworks eligible) \$2,000.

The IAA had a strong history in the City and within the state and national art industry; the CIAA aims to further strengthen the City's relationship with the broader arts community. The City supports Western Australian art and artists through an art acquisition program. The City adopts a multi-criteria approach to its art collection, acquisitions and awards. This approach ensures that the collection, acquisitions and awards include contemporary art and art that demonstrates local content and context.

The term 'contemporary art' is used to reference art produced at this present point in time and produced since World War II. In regard to the City's philosophy, contemporary artworks are to be conceptually resolved and reflect current practice.

## **DETAILS**

As the name suggests, the CIAA is only open to those artists that the City formally invites to exhibit. The City invited Expressions of Interest (EOI) from 14 February 2013 to 16 April 2013. A total of 27 EOIs were received.

Following the close of EOI, the City appointed a selection panel comprising of:

- Bruce Slatter – Head of Art Department, Curtin University
- Tom Muller – PS Art Space Fremantle, Director and Curator
- Sue Starcken – Edith Cowan University, Art Collection Curator.

The Shortlist of artists to be invited to enter totalled eight, as follows:

- David Attwood.
- Thea Costantino.
- Mike Gray.
- Clare Mcfarlane.
- Mark Parfitt.
- Judy Rogers.
- Helen Smith.
- Roderick Sprigg.

The official opening of the 2013 CIAA is scheduled for Saturday, 26 October 2013, where the winners of each award will be presented. The winners are selected by a City appointed judging panel comprising of the following industry related professionals:

- Sandra Murray – Bankwest Curator.
- Dr Darryn Anstead – Coordinator of Painting, Curtin University.
- Prof. Ted Snell – Director Cultural Precinct, University of Western Australia.

In addition to the City acquiring the piece of artwork that wins first prize, the City also has the opportunity to acquire other work exhibited within the CIAA. This is generally done prior to the CIAA opening, which allows the City first choice on preferred pieces.

### **Issues and options considered**

There are three options open to the ACAC:

- accept the recommendations for acquisitions
- accept part of the recommendations for acquisitions  
or
- not accept any recommendations for acquisitions.

### **Legislation / Strategic Community Plan / policy implications**

#### **Legislation**

The ACAC and the Chief Executive Officer have been granted delegated authority to purchase artworks recommended up to an amount of \$15,000 and within budget allocations.

#### **Strategic Community Plan**

##### **Key theme**

Community Wellbeing.

##### **Objective**

Cultural development.

##### **Strategic initiative**

Invest in publicly accessible visual art that will present a culturally enriched environment.

**Policy**

*Art Collection and Memorabilia Policy.*

**Risk management considerations**

The risks of adding artwork that is not aligned to the City's current art collection are as follows:

- The City's art collection is a specialised and curated collection. The integrity of the collection could be jeopardised by purchasing artworks on subjective criteria.
- The collection is building in value year on year and now represents a sizeable asset. Thus, the overall value of the collection is of concern and this will deteriorate if not directed correctly or if 'weak' works enter the collection.

When the City's art collection was assessed in December 2007, the valuer's comments noted that the City has a significant contemporary art collection of excellent financial and cultural value. Overall, selections have been made in order to build a collection of high artistic and financial value.

However, the valuer also noted that the collection has a number of low value works, which are considered a detriment to the collection as a whole and which have depreciated, representing a negative investment for the City. Generally, those works which were purchased purely on the basis of 'local content', or due to a preference for traditional craft mediums, were noted by the valuer as weak links in the collection.

**Financial/budget implications**

The 2013-14 Budget has an amount of \$30,000 allocated, \$7,000 for the overall winner of the CIAA acquisition award, \$8,000 for the prize winner in the CIAA non-acquisitive prizes and a further \$15,000 for the City to acquire art throughout the financial year, of which \$1,220 is currently spent.

<b>Account No:</b>	C1020	<b>Account No:</b>	C10211
<b>Budget Item:</b>	Community Invitation Art Award Acquisition	<b>Budget Item:</b>	Art Acquisitions
<b>Budget Amount:</b>	\$7,000	<b>Budget Amount:</b>	\$15,000
<b>Amount Spent to Date:</b>	\$0	<b>Amount Spent to Date:</b>	\$1,220
<b>Proposed Cost:</b>	\$7,000	<b>Proposed Cost:</b>	\$TBD
<b>Balance:</b>	\$0	<b>Balance:</b>	\$TBD

All amounts quoted in this report are to be exclusive of GST.

**Regional significance**

The CIAA attracts entries from professional artists from across the state and is therefore considered to be a regional event hosted by the City. The on-going provision of an accessible and high-calibre art event is integral to the cultural development and vibrancy of the City and for the development of visual arts within the industry of local government.

### **Sustainability implications**

The CIAA has positive social sustainability implications for the City. The event provides enhancement of the locality and acts as a catalyst for public discussion about current social, economic and environmental issues. The CIAA physically enhances public places and the public realm by creating points of interest, animating spaces and providing beauty, character and colour to the City. It also enhances the relevance for the local community of the City's cultural position and increases the value of the City's cultural resources.

### **Consultation**

Not applicable.

### **COMMENT**

A presentation will be made to the Committee recommending items of artwork for purchase as part of the City's 2013 CIAA.

### **VOTING REQUIREMENTS**

Simple Majority.

### **RECOMMENDATION**

**That the Art Collection and Advisory Committee gives CONSIDERATION to acquiring the recommended pieces of artwork displayed as part of the City of Joondalup's 2013 Community Invitation Art Award.**

### **CLOSURE**