

# minutes

## Policy Committee

MEETING HELD ON **THURSDAY 3 MARCH 2016**

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## CITY OF JOONDALUP

### MINUTES OF THE POLICY COMMITTEE MEETING HELD IN CONFERENCE ROOM 2, JOONDALUP CIVIC CENTRE, BOAS AVENUE, JOONDALUP ON THURSDAY 3 MARCH 2016.

#### ATTENDANCE

##### Committee Members

Cr Liam Gobbert	<i>Presiding Member</i>	
Mayor Troy Pickard		<i>from 7.31pm; absent from 8.09pm to 8.10pm absent from 8.46pm to 8.47pm</i>
Cr Kerry Hollywood		
Cr Philippa Taylor		
Cr Christine Hamilton-Prime		
Cr John Chester	<i>Deputy Presiding Member</i>	
Cr Russ Fishwick, JP		

##### Officers

Mr Gary Hunt	Chief Executive Officer	<i>from 9.15pm</i>
Mr Mike Tidy	Director Corporate Services	
Mr Jamie Parry	Director Governance and Strategy	
Mr Mike Smith	Manager Leisure and Cultural Services	<i>to 8.41pm</i>
Mr Roney Oommen	Manager Financial Services	<i>to 9.15pm</i>
Mr Thomas de Mallet Burgess	Coordinator Cultural Services	<i>to 8.30pm</i>
Ms Gemma Ben-Ary	Curator	<i>to 8.30pm</i>
Mr John Byrne	Governance Coordinator	
Mrs Deborah Gouges	Governance Officer	

##### Observer

Cr Russell Poliwka

#### DECLARATION OF OPENING

The Presiding Member declared the meeting open at 7.30pm.

#### DECLARATIONS OF INTEREST

Nil.

**APOLOGIES/LEAVE OF ABSENCE****Leave of Absence Previously Approved:**

Cr Mike Norman	21 February to 5 March 2016 inclusive;
Cr Sophie Dwyer	29 February to 6 March 2016 inclusive;
Cr Christine Hamilton-Prime	14 March to 4 April 2016 inclusive;
Cr Philippa Taylor	15 March to 18 March 2016 inclusive;
Cr Mike Norman	19 April to 27 April 2016 inclusive.

*Mayor Pickard entered the room at 7.31pm.*

**CONFIRMATION OF MINUTES****MINUTES OF THE POLICY COMMITTEE HELD 30 NOVEMBER 2016**

**MOVED Cr Fishwick SECONDED Cr Hollywood that the minutes of the meeting of the Policy Committee held on 30 November 2016 be confirmed as a true and correct record.**

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

**ANNOUNCEMENTS BY THE PRESIDING MEMBER WITHOUT DISCUSSION**

Nil.

**IDENTIFICATION OF MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC**

In accordance with Clause 5.2 of the City's *Meeting Procedures Local Law 2013*, this meeting was not open to the public.

**PETITIONS AND DEPUTATIONS**

Nil.

**REPORTS****ITEM 1 THE CITY'S ART AND MEMORABILIA COLLECTIONS POLICY PROPOSED AMENDMENTS**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	14158, 101515
<b>ATTACHMENTS</b>	Attachment 1 Visual Arts Policy originally proposed 2014 with tracked changes to Visual Arts Policy proposed 2016 Attachment 2 Current City of Joondalup Art and Memorabilia Collections Policy Attachment 3 Proposed Art Collection Management Plan
<b>AUTHORITY / DISCRETION</b>	Legislative - includes the adoption of local laws, planning schemes and policies.

**PURPOSE**

To provide Council with an update on the proposed amendments to *The City's Art and Memorabilia Collections Policy* following the review in October 2015, and to present the associated updated documents relating to the *Art Collection Management Plan* and *Visual Arts Policy*.

**EXECUTIVE SUMMARY**

At its meeting held on 15 October 2015, the former Art Collection and Advisory Committee (ACAC) conducted a facilitated session to discuss *The City's Art and Memorabilia Collections Policy*. Feedback from this session has informed the proposed amendments to the new *Art Collection Management Plan* and *Visual Arts Policy*.

**BACKGROUND**

The City's art collection was established following the split of the former City of Wanneroo in 1998 into two separate entities, being the City of Joondalup and the Shire of Wanneroo.

The collection was divided equally by value, with the former Shire of Wanneroo (now City of Wanneroo) retaining the historical works, regional landscapes and Indigenous collection, while the City of Joondalup acquired the contemporary works.

During this process, the City also readopted the following former City of Wanneroo policies to support the management of the new collection, namely *Art Collection Policy*, *Museum Collections and Operations Policy* and *Public Art Policy* (CJ213-06/99 refers).

As part of the Policy Manual review conducted in October 2005, the City consolidated the abovementioned policies into a single *Cultural Development Policy* (CJ206-10/05 refers). At its meeting held on 12 December 2006 (CJ238-12/06 refers), Council renamed the *Cultural Development Policy* to '*The City's Art and Memorabilia Collections Policy*' to better reflect the intent of the policy. Additional amendments outlined the role of Elected Members in the acquisition process; demonstrated a preference for local content and context within the collection and removed references to contemporary works.

At its meeting held on 17 March 2014, the Policy Committee considered a proposal to update the *The City's Art and Memorabilia Collections Policy* with a new *Visual Arts Policy*, following endorsement by the former ACAC at its meeting held on 10 February 2014.

A revised *Art Collection Management Plan* was also presented to the committee, which outlined the internal processes required to implement the policy. It also sought to illustrate where operational references could be transferred from the policy into the plan.

The proposal was referred back to the former ACAC, after members of the Policy Committee raised the following concerns:

- The new policy focuses too much on the acquisition of "contemporary art", without a clear understanding of what this is defined to be.
- Placing too much administrative responsibility within the *Art Collection Management Plan* which could potentially diminish the role of the former ACAC.

Further guidance was sought from members of the former ACAC through an issues paper that sought clarification on several key issues. The issues paper sought to clarify some of the terminology and seek feedback on the proposed updates.

The responses to the issues paper were varied, and members agreed to attend an externally facilitated meeting.

The updated *Visual Arts Policy* and the updated *Art Collection Management Plan* have been created in response to feedback gained from this facilitated meeting.

## **DETAILS**

### **Summary of externally facilitated session and its outcomes**

At the externally facilitated session held on 15 October 2015 with members of the former ACAC, a number of issues were discussed as follows:

- The City's overall strategic direction (contained in *Joondalup 2022*) in so far as this was relevant to the future of the City's art collection.
- The current direction and composition of the City's art collection.
- Definitions of the term 'contemporary art' and how this applied to the City's visual arts program.
- A summary of responses to the issues paper.
- What options should be considered for the City's current art collection?
- What options should be considered for the City's art collection into the future?

In response to these issues, the objectives of the collection were discussed, defined and prioritised as follows:

- Education.
- Historical record.
- Reputation of the City.
- Enrichment for the community.
- Supporting the local and the Western Australian arts industry.

There was unanimous support behind continuing to acquire contemporary art in line with the definition provided in the new *Visual Arts Policy* as “artwork that is conceptually resolved and is reflective of the artist’s current practice. It is not based on style, subject matter, medium or artistic approach.”

There was further agreement on the need for the policy to reflect key strategic objectives with the *Arts Management Plan* containing the operational detail that would facilitate these outcomes. The objectives that were discussed and defined have been included in the statement (Section 2) of the proposed policy.

### **Proposed Amendments**

To reflect new strategic directions in relation to cultural development and visual art at the City, and in response to the recently facilitated session with the former ACAC, the following amendments are proposed to *The City’s Art and Memorabilia Collections Policy*.

- Reword the title of the policy from *The City’s Art and Memorabilia Collections Policy* to the *Visual Arts Policy*.
- Amend the objectives of the policy to reflect broader outcomes relating to cultural development and arts promotion.
- Reword the policy statement to better reflect the City’s ambitions to promote and enhance the cultural identity of the City of Joondalup.
- Remove references to the operational components from the policy and elaborate on these in the *Art Collection Management Plan*; a document that details the way the visual arts program is managed by City employees and outlines the role of the Policy Committee (which now incorporates the role of the former ACAC).
- Remove references of delegated authority to the Chief Executive Officer that duplicate existing references within the Register of Delegation of Authority.

### **Issues and options considered**

In accordance with *Joondalup 2022*, new directions in the proposed *Art Collection Management Plan* relating to cultural development and visual arts are as follows:

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.*

### Relevant Strategic Initiatives

- *Establish a significant cultural facility with the capacity to attract world-class visual and performing arts events.*
- *Invest in publicly accessible visual art that will present a culturally-enriched environment.*
- *Promote local opportunities for arts development.*

### Legislation / Strategic Community Plan / policy implications

**Legislation** Not applicable.

#### Strategic Community Plan

**Key theme** Community Wellbeing.

**Objective** Cultural development.

**Strategic initiative** Invest in publically accessible visual art that will present a culturally enriched environment.

**Policy** *The City's Art and Memorabilia Collections Policy* is the policy that is currently under review.

### Risk management considerations

The City's art collection and the wider visual art program are currently being managed under an outdated policy which is not reflective of best practice in the industry and not reflective of the overall cultural program which has expanded and developed since the current policy was adopted.

### Financial / budget implications

Not applicable.

### Regional significance

The City of Joondalup art collection and the associated visual art program, especially the annual Community Invitation Art Award has a direct impact on the wider community of Western Australia. The visual art program helps to position the City as a leader in innovation by investing in quality art and cultural experiences for the community, creating a tourism product and providing reasons for outsiders to visit and network professionally in the City of Joondalup.

### Sustainability implications

The acquisition of artworks for the collection has positive social sustainability implications for the City. The art collection acts as a catalyst for public discussion about current social, economic and environmental issues. The collection physically enhances public places and the public realm by creating points of interest, animating spaces and providing beauty, character and colour to the City of Joondalup. 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

The amendments proposed reflect new strategic directions in relation to cultural development and visual art at the City, and in response to the recently facilitated session with members of the former ACAC.

The *City's Art and Memorabilia Collections Policy* does not adequately detail the operational and strategic aims of the visual art program, and does not fully encompass the ways that City officers carry out the care and maintenance of the art collection, which is a significant asset to the City in both fiscal and cultural terms. Rewording the policy statement will better reflect the City's ambitions to promote and enhance the cultural identity of the City and changes to some of the content in the management plan will better reflect broader outcomes relating to cultural development and arts promotion in the City of Joondalup. Public art has been removed from the new *Visual Arts Policy* with a view to creating a new and separate policy for the City of Joondalup.

## VOTING REQUIREMENTS

Simple Majority.

## OFFICER'S RECOMMENDATION

That Council:

- 1 REVOKE *The City's Art and Memorabilia Collections Policy* and ADOPTS the *Visual Arts Policy* forming Attachment 1 to this Report;
- 2 NOTES the City of Joondalup's *Art Collection Management Plan* forming Attachment 3 to this Report.

## MOVED Mayor Pickard SECONDED Cr Hamilton-Prime that Council:

- 1 REVOKE *The City's Art and Memorabilia Collections Policy*;
- 2 ADOPTS the *Visual Arts Policy* forming Attachment 1 to this Report with the following amendments:
  - 2.1 the words '*local and*' be ADDED between the words '*on*' and '*Western*' in Part 3.3 i of the policy;
  - 2.2 the word '*audiences*' be DELETED and REPLACED with the word '*residents*' in Part 2 e of the policy;
  - 2.3 the words '*and the City's Art Collection*' be ADDED to the end of Part 2 e of the policy;

- 2.4 the paragraph commencing with the words '*Members of*' be DELETED in Part 3.2 of the policy;
- 2.5 the word '*articulated*' be DELETED and REPLACED with the word '*guided*' in paragraph two of Part 3.3 of the policy;
- 2.6 the words '*in accordance with*' be DELETED and REPLACED with the words '*guided by*' in Part 3.3 viii of the policy.
- 3 **NOTES** the City of Joondalup's *Art Collection Management Plan* forming Attachment 3 to this Report.

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

*Appendix 1 refers*

To access this attachment on electronic document, click here: [Attach1agnPOLICY030316.pdf](#)

## ITEM 2 VISUAL ART COMMISSIONING PROGRAM EVALUATION

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	103931, 101515
<b>ATTACHMENT</b>	Attachment 1 Images of Commissioned Artworks
<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.

### PURPOSE

For Council to consider an evaluation of the Visual Art Commissioning program and options for the program from 2017 onwards.

### EXECUTIVE SUMMARY

At its meeting held on 19 April 2011 (CJ064-04/11 refers), Council agreed to establish an annual visual art commissioning program designed to commission artists to develop an artwork documenting and capturing the iconic landmarks and people who represent the City of Joondalup for acquisition into the City's art collection. The value of this commission is \$15,000 per annum.

In 2012, the inaugural commission was awarded to Western Australian artist Tony Windberg who created a mixed-media artwork entitled *Meeting Points*. The second commission in 2013 was awarded to Western Australian artist Lindsay Harris who created a painting entitled, *Woolagut Koorling, Yey Kwodjungut Koorling (Long ago behind going, Today in front going)*.

At its meeting held on 19 February 2013 (CJ021-02/13 refers), Council endorsed changes to the visual arts commissioning program and approved the option to invite an international or national artist to undertake the commission through an artist residency over a two year period to the value of \$30,000.

At its meeting held on 16 October 2014 (Item 2 refers), the Art Collection and Advisory Committee (ACAC) selected artist, Brandon Ballengée from New York, United States of America. Mr Ballengée undertook a six week artist residency from September to October 2015 and has prepared an artwork commission set for installation in late October 2016 entitled *Emperor Gum Moth*. The proposed artwork is a 2.6 metres high public artwork sculpture.

The visual art commissioning program provides the City with a unique opportunity to commission and acquire artworks at the discretion of the City from high profile Western Australia, national and international artists.

By the end of 2016 three high quality artworks featuring local themes will have been commissioned and acquired for the City of Joondalup art collection program.

It is recommended the visual art commissioning program continues by alternating between an annual artwork commission from a high profile Western Australian artist in one year and an artist residency comprised of two parts, a residency and commission, taking place over the following two years. Council would need to list for consideration \$15,000 per annum going forward to fund the program.

## **BACKGROUND**

At its meeting held on 19 April 2011 (CJ064-04/11 refers), Council agreed to establish an annual visual art commissioning program designed to commission artists to create artworks that document and capture the iconic landmarks and people who represent the City of Joondalup for acquisition into the City's art collection. The City agreed to allocate \$15,000 per annum for the program. The intent of this decision was to allow the Council some direct influence over the art to be included as part of its art collection.

### Visual Art Commissioning projects

The inaugural commission in 2011 was awarded to Western Australian artist Tony Windberg who created a mixed-media artwork entitled *Meeting Points*. As part of the commission the artist explored the City of Joondalup's natural and urban environment with a focus on Lake Joondalup and areas of remnant bushland. Mr Windberg used separate panels, alternate approaches and multiple materials (both organic and synthetic) to depict iconic landmarks within the City of Joondalup.

The second commission was awarded to Western Australian artist Lindsay Harris who created a large painting entitled, *Woolagut Koorling, Yey Kwodjungut Koorling (Long ago behind going, Today in front going)*.

Mr Harris' artwork represents Lake Joondalup and the ancient walking tracks of the Noongar people who have lived, breathed and walked through this region over millennia. This is interwoven with the roads and passageways of modern Joondalup, such as the railway line.

Images of the commissioned artworks are provided at Attachment 1.

### Artist Residency - 2015-16

At its meeting held on 19 February 2013 (CJ021-02/13 refers), Council endorsed the completion of the City of Joondalup's artwork commission over a two year period to the value of \$30,000 with an option to invite an international or national artist to undertake the commission through an arts residency to encourage a greater level of engagement by the artist with the place, people, culture and history of Joondalup.

At its meeting held on 19 February 2013 (CJ021-02/13 refers) Council resolved as follows:

*"That Council:*

- 1 *ENDORSES the completion of the artwork commission over a two year period to the value of \$30,000;*

- 2 *AGREES to invite an international or national artist to undertake an arts residency in the City of Joondalup, developing an artwork commission that documents and captures the iconic landmarks and people who represent the City of Joondalup;*
- 3 *That the arts residency detailed in Part 2 above be completed by 2014-15.”*

At its meeting held on 21 October 2014 (CJ200-10/14 refers), Council resolved (in part) that it:

- “1 *APPROVES artist Brandon Bellengée from New York, USA, to complete the City of Joondalup artist residency, to liaise with the community and develop artwork that documents the landmarks and people who represent the City, with a contract value not to exceed \$30,000.”*

Brandon Bellengée is a visual artist, biologist and environmental activist. His practice is centred on educating communities across the world about various ecological issues and he combines his scientific and artistic expertise to communicate his message.

The artist residency was divided in two parts, the residency, which took place over six weeks between September and October 2015 and the commission, which results from this residency scheduled for completion in October 2016 (this is the subject of a further report to Council).

## **DETAILS**

### **Issues and options considered**

Through information provided in this report, Council is asked to consider the visual arts commissioning program, and to assess the recommended option for the program following the 2015-16 artist residency and commission.

#### The Visual Arts Commissioning program

Commissioning involves the contracting of an artist to create an original artwork for a particular purpose.

The direct commissioning of artists is intended to ensure that high quality works featuring local themes, which are at the discretion of the City, are represented in the City's art collection. Commissioning allows the City to determine the overall content or theme of the artworks and allows the City to capture a site, person or theme of particular significance, which over time will provide an historical perspective of the City of Joondalup.

The visual art commissioning program also provides the City with an opportunity to commission and acquire artworks at the City's discretion from high profile Western Australian artists through the annual artwork commission and from national or international artists through an artist residency.

A visual art commission project takes place over two years and follows the City's visual art commissioning process:

*Year One:* Research and proposing of artists, seeking approval from Council to select the final artist.

*Year Two:* Artist proposes a concept for an artwork, once approved creates the artwork and hands it to the City.

### Artist residency

An artist residency is an opportunity for an invited artist to spend time in a new location to research, reflect, produce artwork and engage with the local community allowing the community to view their local area through the objective perspective of a visiting professional artist.

An artist residency project consists of three stages, taking place over three years. The first planning stage takes place concurrently with other projects in the visual art commissioning program:

*Year one - planning stage:* Research of artists, proposing of artists, seeking approval from the Policy Committee to select the final artist.

*Year two - residency stage:* Contracting the artist, planning a public program, hosting the artist for the residency period of between four and six weeks.

*Year three - commission stage:* Using research from the residency period, the artist develops and proposes a concept for an artwork, once approved creates the artwork and hands it to the City.

To fund the artist residency the visual art commissioning annual budget of \$15,000 is combined to create a \$30,000 artist residency budget with \$15,000 allocated to the residency stage and \$15,000 allocated to the commission stage.

Both processes have produced quality outputs. Commissioning an artist to create an original work is quicker and less costly than a residency, however the process is less connected to community. Inviting an artist to participate in a residency offers greater engagement with the community but takes longer to effect and is more costly.

### Option 1: Alternate an artist residency and a visual art commission

Amend the visual art commissioning program to alternate between a visual art commission in one year and an artist residency taking place over two years (residency and commission stages) with an allocated budget of \$15,000 each year.

This would result in the following schedule between 2016 and 2019:

- 2016-17: Visual art commission and planning stage for artist residency.
- 2017-18: Artist residency (residency stage).
- 2018-19: Artist residency (commission stage) and research next visual art commission artist.

### Option 2: Continue with the annual visual art commission

Revert to the original visual art commissioning program consisting of an annual visual art commission with an allocated budget of \$15,000 each year.

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

**Legislation** Not applicable.

**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** Not applicable.

**Risk management considerations**

Not applicable.

**Financial / budget implications**

Since the commencement of the program the following budget allowances have been made:

- 2012-13 - \$15,000 Artwork commission.
- 2013-14 - \$15,000 Artwork commission.
- 2014-15 - Artist Residency \$30,000 (continuing into 2015-16).

Current financial year impact

<b>Account no.</b>	C1078.
<b>Budget Item</b>	Visual Arts Commissioning Program.
<b>Budget amount</b>	\$30,000 (\$19,753 revised budget current financial year).
<b>Amount spent to date</b>	\$19,753 (\$8,655 current financial year).
<b>Proposed cost</b>	\$96,715 (subject to Council consideration).

All amounts quoted in this Report are exclusive of GST.

**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 on-going 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**

Art strengthens the public realm (environment) by creating points of interest, animating spaces and providing beauty, character and colour to places. Art provides a catalyst for public discussion about current social, economic and environmental issues. Art is a driver for cultural tourism.

**Consultation**

Not applicable.

**COMMENT**

The visual art commissioning program is part of the City's visual arts program and provides a unique opportunity to specifically commission and acquire artworks at the discretion of the City from high profile Western Australian, national and international artists through an artist residency.

It is recommended the visual art commissioning program continues by alternating between an annual artwork commission from a high profile Western Australian artist in one year and an artist residency comprised of two parts, a residency and commission, taking place over the following two years.

**VOTING REQUIREMENTS**

Simple Majority.

**OFFICER'S RECOMMENDATION**

That Council:

- 1 NOTES the evaluation information provided for the Visual Art Commissioning program;
- 2 APPROVES alternating between an annual artwork commission from a high profile Western Australian artist in one year and an artist residency comprised of two parts, a residency and commission, taking place over the following two years;
- 3 AGREES to list for consideration \$15,000 each year going forward to fund the program.

**PROCEDURAL MOTION – REFER BACK TO CHIEF EXECUTIVE OFFICER**

**MOVED Mayor Pickard SECONDED Cr Gobbert that the report on the Visual Art Commissioning Program Evaluation be REFERRED BACK to the Chief Executive Officer to determine additional costs and resource capacity to deliver a two year rolling implementation of the Artist in Residency and Visual Arts Commissioning Program.**

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

*Appendix 2 refers*

*To access this attachment on electronic document, click here: [Attach2agnPOLICY030316.pdf](#)*

### ITEM 3 ACQUISITION OF ARTWORK BY MATTHEW MCVEIGH

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	14158, 101515
<b>ATTACHMENTS</b>	Attachment 1 Artist, Matthew McVeigh – Curriculum Vitae Attachment 2 Images of artworks
<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.

#### PURPOSE

For the Policy Committee to endorse the Chief Executive Officer's acquisition of three artworks entitled; *Sorrento*, *Ocean Reef* and *Burns Beach* by Western Australian artist Matthew McVeigh, exhibited at Linton & Kay Galleries in February 2016.

#### EXECUTIVE SUMMARY

The City's art collection comprises of 252 artworks, with a primary focus on the work of Western Australian contemporary artists. Artworks span a wide range of media. Over half of the collection consists of paintings, with the remainder of the collection including sculpture, drawings, ceramics, print works, photographs, textiles and one glasswork.

The City allocated an annual acquisition budget of \$15,000 for the purchase of artworks for inclusion in its collection for the 2015-16 financial year of which \$6,260 remains. The recommended acquisition total is \$5,708. This amount falls within the Chief Executive Officer's purchasing limit of \$15,000, as outlined in *The City's Art and Memorabilia Collections Policy*. Acquisition of the proposed artwork would leave \$552 remaining in the budget.

The City's curator has identified this artwork as a valuable investment that will strengthen the overall value of the collection.

*It is therefore recommended that the Policy Committee AGREES to the Chief Executive Officer, under delegated authority acquiring three artworks entitled Sorrento, Ocean Reef, and Burns Beach by Matthew McVeigh for the total amount of \$5,708.*

#### BACKGROUND

The selection criteria for art acquisitions for the art collection is outlined in the *Art Collection Management Plan* (currently under review). The purpose of the *Management Plan* and the selection criteria are to guide the way that acquisitions are made, and ensure that the integrity of the collection is maintained in terms of financial and cultural value.

The nominated artworks have been identified as valuable investments that will strengthen the overall value of the collection, and that each meets the following selection criteria:

- Is a quality example that will be a significant addition to the collection.
- Enhances the current scope of the City of Joondalup art collection.
- Is an unconditional donation, purchase or lease which has valid and clearly verifiable legal title.
- Has the capacity to be displayed in a City building or other appropriate space without hindrance to public access or safety.
- Has the necessary resources allocated to resolve all foreseeable issues related to conservation, presentation and storage, as part of the acquisition.
- Is a quality artwork by a contemporary Western Australian artist.
- Represents a significant period, occasion or initiatives in the evolution of the City of Joondalup.
- Represents the artistic practice of a Western Australian artist (or artist residing in Western Australia) who has received acclaim for their work locally, nationally or internationally.
- Strengthens and adds to an existing series of works.
- Builds on identifiable themes within the whole collection.

The criteria for the purchase of an artwork to add to the City's art collection differs from the criteria for directly commissioning an artist to create a new artwork.

## DETAILS

The artworks *Sorrento*, *Ocean Reef*, and *Burns Beach* are currently on display at Linton & Kay Galleries as part of the second solo exhibition by emerging artist, Matthew McVeigh, entitled '*Built*'. This exhibition has been created in response to the social, cultural, economic, political, ethnic and geographical environment of Western Australia.

The artworks *Sorrento*, *Ocean Reef*, and *Burns Beach* are from a series of work that depict the Perth metropolitan coastline, using a visual language of cartography, symbols, street signs and recognisable landmarks, making these artworks a snapshot of a place in time. This artwork is part of an edition, meaning that there may be an edition of four created by the artist. Edition 1 is currently available for sale.

The work is strong in concept as well as in aesthetic and material qualities. They are well crafted and well considered. They also capture a moment in our shared history as Perth's coastline continues to develop and change.

The qualities in this work will resonate with local audiences and provide food for thought for many generations to come. These artworks are a fine example of this artist's work and will be a sound investment for the City's art collection.

Attachment 1 provides information in relation to the artist, while Attachment 2 provides information in relation to the images of the artworks.

**Issues and options considered**

The Policy Committee can either:

- accept the recommendation for the acquisition  
or
- not accept the recommendation for the acquisition.

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

**Legislation** The Chief Executive Officer has 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 publically accessible visual art that will present a culturally enriched environment.

**Policy** *The City's Art and Memorabilia Collections 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 every 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 work enters the collection.

**Financial / budget implications**

The City allocated an annual acquisition budget of \$15,000 for the purchase of artworks for inclusion in its collection for the 2015-16 financial year of which \$6,260 remains. The recommended acquisition total is \$5,708.

All amounts quoted in this Report are exclusive of GST.

**Regional significance**

The City's art collection is a specialised and curated collection of artworks by Western Australian artists. Selections have been made in order to build a collection of high artistic and financial value. The collection is building in value and now represents a sizeable asset. When the City's art collection was assessed in 2011, the valuer's comments noted that the City has a significant contemporary art collection of excellent financial and cultural value.

### **Sustainability implications**

The acquisition of artworks for the collection has positive social sustainability implications for the City. The art collection acts as a catalyst for public discussion about current social, economic and environmental issues. The collection 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**

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

The artworks recommended for acquisition *Sorrento*, *Ocean Reef*, and *Burns Beach*, by Matthew McVeigh, have been identified as a valuable investment by this Western Australian artist and that it will strengthen the overall fiscal and cultural value of the collection.

### **VOTING REQUIREMENTS**

Simple Majority.

**MOVED Cr Chester SECONDED Cr Hamilton-Prime that the Policy Committee AGREES to the Chief Executive Officer, under delegated authority, acquiring the three artworks entitled *Sorrento*, *Ocean Reef*, and *Burns Beach*, by Western Australian Artist Matthew Mcveigh for a cost of \$5,708.**

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

*Appendix 3 refers*

To access this attachment on electronic document, click here: [Attach3a9nPOLICY030316.pdf](#)

**CONSIDERATION OF CHANGE TO ORDER OF BUSINESS – [08122, 02154]**

**MOVED** Mayor Pickard, **SECONDED** Cr Hamilton-Prime that the Policy Committee, in accordance with clause 14.1 of the *City of Joondalup Meeting Procedures Local Law 2013*, suspends the operation of clause 4.3 – Order of Business of the *City of Joondalup Meeting Procedures Local Law 2013*, to enable the following Item to be discussed after Item 3 - Acquisition of Artwork By Matthew Mcveigh:

- 1      **Item 9 - Artist Residency Update and Proposed Commission Timeline and Budget.**

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

## **ITEM 9                      ARTIST RESIDENCY UPDATE AND PROPOSED COMMISSION TIMELINE AND BUDGET**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	103932, 101515
<b>ATTACHMENT</b>	Attachment 1      Proposed sculpture Emperor Gum Moth
<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.

### **PURPOSE**

For Council to note the outcome of the artist residency project with artist Brandon Ballengée and to consider one of the two options presented for the artwork commission component of the artist residency project.

### **EXECUTIVE SUMMARY**

At its meeting held on 19 February 2013 (CJ021-02/13 refers), Council, as part of the City's visual art commissioning program agreed to invite an international artist to undertake an artist residency, providing the artist with an opportunity to spend time in Joondalup, conduct research, work with the local community and create an artwork that documents and captures the iconic landmarks and people who represent the City of Joondalup to be acquired for the City's art collection.

The project is being carried out in two parts, the residency and the artwork commission. The residency component took place in September and October 2015. The artwork commission is scheduled to be finalised by October 2016.

This report updates Council on details of the completed residency.

The report also asks Council to consider one of the two options presented for the artwork commission component of the artist residency project.

## **BACKGROUND**

At its meeting held on 19 April 2011 (CJ064-04/11 refers), Council agreed to establish an annual visual art commissioning program designed to commission artists to create artworks that document and capture the iconic landmarks and people who represent the City of Joondalup to be acquired for the City's art collection. The City agreed to allocate \$15,000 per annum for the program. The intent of this decision was to allow Council some direct influence over the art to be included as part of its art collection.

It was expected the artworks produced through the visual arts commissioning program would be two-dimensional, wall-based works such as painting, drawing, printmaking or photography, suitable for the City's art collection with a value of \$15,000 or less.

At its meeting held on 19 February 2013 (CJ021-02/13 refers), Council endorsed a change to the visual arts commissioning program and agreed to the completion of the City of Joondalup's artwork commission over a two year period to the value of \$30,000, with an option to invite an international or national artist to undertake the commission through an artist residency.

At its meeting held on 19 February 2013 (CJ021-02/13 refers) Council resolved that it:

- “1 *ENDORSES the completion of the artwork commission to the value of \$30,000;*
- 2 *AGREES to invite an international or national artist to undertake an arts residency in the City of Joondalup, developing an artwork commission that documents and captures the iconic landmarks and people who represent the City of Joondalup;*
- 3 *NOTES the arts residency detailed in Part 2 above will be completed by 2014-15.”*

To select the artist for the residency and commission, City officers put a short list together of international and national artists recommending four artists to undertake a residency in the City of Joondalup and produce an artwork for the City's art collection.

This shortlist was presented to the Art Collection Advisory Committee (ACAC) at its meeting held on 16 October 2014 and the artist selected was Brandon Ballengée, from New York, United States of America.

At its meeting held on 21 October 2014 (CJ200/10-21 refers), Council resolved (in part) that it:

- “1 *APPROVES artist Brandon Bellengée from New York, USA, to complete the City of Joondalup artist residency, to liaise with the community and develop artwork that documents the landmarks and people who represent the City, with a contract value not to exceed \$30,000;*

Brandon Ballengée is a mixed media artist who works with a large range of media including two dimensional photography, drawing, print as well as gallery installations and large outdoor public art sculptures.

Mr Ballengée is particularly well known for his series of public art sculptures the *Love Motel for Insects* series, installed in over twenty locations around the world.

## DETAILS

### The Artist

Brandon Ballengée, born in 1974, is a visual artist, biologist and environmental activist based in New York. His practice is centred on educating communities across the world about various ecological issues and he combines his scientific and artistic expertise to communicate his message.

His artworks are an expression of the interconnectedness of the natural world and he speaks to a range of audiences using his skills as an artist and a scientist to both educate and inspire. Mr Ballengée's work has gained international repute throughout his extensive travels across Europe and the USA both as a published scientist and as a highly collectable and significant artist.

His artworks come from direct experiences with amphibians, birds, fish and insect species found in natural ecosystems, and also observed in laboratory settings.

His proposal included a series of community education sessions (which took place during the residency) and the creation of a commissioned public artwork entitled '*Emperor Gum Moth*' to be part of a series of artworks called '*Love Motels for Insects*', a successful series of artworks that appear in capital cities across the world and are designed to attract nocturnal flying insects.

### The residency

Mr Ballengée visited Joondalup from 13 September to 20 October, 2015. The residency in Joondalup was the artist's first visit to Western Australia, and he spent much of the residency conducting research into the biodiversity of the City of Joondalup area, focussing on Lake Yellagonga. This research informed the concept for the proposed commissioned artwork '*Emperor Gum Moth*'.

The residency was accompanied by an educational program themed around local insect species and the natural environment, engaging school groups and the general public.

The duration was five weeks. The total artist residency project budget to include liaison with the community and developing an artwork that documents and captures the iconic landmarks and people who represent the City of Joondalup was a contract value of \$30,000.

An amount of \$15,000 was used for the artist's accommodation, flights, car hire and stipend, as well as marketing and consumables for the public program leaving a remaining amount of \$15,000 for the artwork commission.

A series of activities were proposed as part of the residency. These included a welcome morning tea with elected members, artist appearances for members of the arts and science communities, and school holiday activities for school-aged children and families.

Families were invited to bring along a picnic tea and join Brandon as he conducted educational tours of the different insect species of the area around Neil Hawkins Park and a temporary bug-attracting sculpture, an ephemeral '*Love Motel for Insects*'. These activities were open to local residents by registration.

Artist talks were held at Edith Cowan University, Joondalup and engaged artists, students and interested community and environmental groups. The artist talk took the form of an informal lecture in a lecture theatre followed by questions and answers facilitated by City officers.

The residency and educational program was held in September and October 2015, coinciding with the City of Joondalup annual Community Art Award (CIAA). The artist appeared as a guest judge at this event allowing for the opportunity to engage with the local artists and arts community.

The quality of the artist's engagement with the community was excellent. His presentations were highly engaging and educational. He has a multi-disciplined approach to communicating on the topic of ecology using art and science, which allowed for a broad range of community interests to actively engage with and understand his work.

### **The commission**

The aim of the commission component of the artist residency is for the artist to create an original artwork in response to their time spent conducting research in Joondalup.

Mr Ballengée has proposed a public artwork called '*Emperor Gum Moth*' consisting of a sculpted metal frame covered by canvas, with UV lights installed to attract insects to the exterior surface of the artwork. The creation of a pollinator garden was requested by the artist to assist with attracting insects and to support the artwork. The artwork will become part of the artist's '*Love Motel for Insects*' series consisting of over 20 artworks commissioned and installed in various locations around the world.

Conceptually, the sculpture will create an opportunity for the public to focus on important pollinator arthropod species. Such species are essential to terrestrial ecosystems and pollinate upwards of 70% of our food supply. By inviting people to bug-watch, the artist aims to show the public an essential side of their local ecosystem that they may not usually pay attention to.

Given the artist's proposed '*Emperor Gum Moth*' sculpture and pollinator garden exceeds the approved budget, another option within budget is to commission an artwork by the artist to the value of \$15,000 consisting of a two-dimensional medium such as a drawing, photograph or print suitable for acquisition into the City of Joondalup Art Collection.

### **Possible locations for the commission:**

There are a number of possible sites within the City Centre to install the commission artwork. The key factors when considering a site for the installation are:

- public accessibility and visual to passing vehicle traffic
- being sheltered from surrounding light, particularly street lights, as the artwork is internally lit so it can be visible at night and attract insects
- for it to be installed in a public area in an effort to detract from possible vandalism and anti-social behaviour.

As part of the sculpture it is proposed to include the establishment of a pollinator garden to surround it. This will create a welcoming experience for visitors of the artwork.

Possible sites include:

#### Site 1 – Neil Hawkins Park

An exact site within the Neil Hawkins Park has not been determined and would need some engagement with the artist. Neil Hawkins Park meets most of the key factors, however the lack of public/vehicle traffic of an evening means its visibility when illuminated would be limited and the remote location after daylight hours may subject the artwork to vandalism and other anti-social behaviour.

#### Site 2 – Joondalup Law Court

This option proposes the artwork to be installed on the grassed area adjacent to the Joondalup Law Courts below the City's second public art billboard.

This site meets the key factors, however the site may experience too much light spill from the steel lights that may detract from the sculpture. The other challenge to this site is the City is not the landowner and agreement would need to be obtained from the State Government.

#### Site 3 – Grand Boulevard

The median strip within Grand Boulevard immediately adjacent to Central Park and Lakeside Shopping Centre. This location meets all the factors for the artwork installation, however like the Law Court, may experience some light spill from surrounding street lights. However, this site is well sheltered and that may assist with containing some of that light spill.

#### Site 4 – Central Park

The southern part of Central Park is also a possible site for the artwork. It shares the same benefits and advantages as the Neil Hawkins Park option.

#### **Proposed 2016 timeline for 'Emperor Gum Moth':**

<b>Stage</b>	<b>Month</b>
Approvals process complete	March
Commission contract signed	March
Fabrication commences	March
Fabrication stage 1 (aluminium frame) complete	April
Fabrication stage 2 (canvas component) complete	May
Fabrication stage 3 (UV lighting and electrical components) completed	June
'Emperor Gum Moth' is scheduled for completion	October
Site preparation begins including landscape works and planting of garden bed	October
Artist arrives, oversees installation of sculpture	October
Artist hands over to City and provides maintenance schedule	October
Official opening of the sculpture to coincide with the City's scheduled significant event	First week of November

## Budget

The Council has over recent years allocated an amount of \$50,000 per annum towards public art projects. The recently completed public artwork in Central Walk 'Interlace' leaves a balance of \$104,358 for public art projects.

The budget below details the estimated cost of fabricating the sculpture and the creation of a landscaped pollinator garden bed. The estimate for the landscape works is subject to location and design.

### 'Emperor Gum Moth' sculpture and pollinator garden - proposed budget

<b>Sculpture</b>	<b>Amount</b>	<b>Notes</b>
Fabrication of sculpture.	\$24,094	Quoted by fabricator.
Artist Fee.	\$9,000	\$5,000 deposit paid to date not included in this figure.
Structural Engineer.	\$2,000	Estimated quote.
Electrical contractor.	\$8,000	Estimated quote, to be arranged by fabricator.
UV/LED lights.	\$350	Estimated quote, to be arranged by electrical contractor.
Site electrical works.	\$5,000	Quoted by contractor.
Hoarding for the site during installation.	\$1,400	Quoted by contractor.
Contingency.	\$5,000	
<b>Sculpture fabrication and installation total</b>	<b>\$54,844</b>	
<b>POLLINATOR GARDEN</b>		
	<b>Amount</b>	<b>Notes</b>
Administrative (construction stage).	\$900	Quoted.
Landscape works.	\$22,938	Quoted.
Contingency 10%.	\$2,383	Quoted.
<b>Pollinator garden total</b>	<b>\$26,222</b>	
<b>ADDITIONAL COSTS</b>		
<b>Item</b>	<b>Amount</b>	<b>Notes</b>
Artist return flights from the United States.	\$5,000	Estimated quote.
Two weeks accommodation.	\$2,400	Estimated quote.
<b>Additional costs total</b>	<b>\$7,400</b>	
<b>Project total</b>	<b>\$88,466</b>	

<b>PROJECT FUNDS AVAILABLE</b>		
Remaining funds from residency project.	\$10,247	Deducted from \$88,466.
<b>TOTAL FUNDS REQUIRED</b>		
Grand total required for the sculpture, garden and additional costs.	<b>\$78,219</b>	

## Issues and options considered

For the commission part of the artist residency Council may choose from the following options:

### Option 1

Commission the proposed 'Emperor Gum Moth' sculpture and pollinator garden by artist Brandon Ballengée at an estimated cost of \$88,466.

Option 2

Commission an artwork by artist Brandon Ballengée to the value of \$15,000 consisting of a two-dimensional medium such as a drawing, photograph or print.

For either option the artist has been paid a \$5,000 deposit for the commission artworks.

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

**Legislation** Not applicable.

**Strategic Community Plan**

**Key theme** Community wellbeing.

**Objective** To facilitate culture, the arts and knowledge within the community.

**Strategic initiative**

**Policy** The City's Art and Memorabilia Collections Policy (under review).

**Risk management considerations**

Not applicable.

**Financial / budget implications**Current financial year impact

<b>Account no.</b>	C1078.
<b>Budget Item</b>	Public artwork / Visual Arts Commission.
<b>Budget amount</b>	\$ 18,902
<b>Amount spent to date</b>	\$ 8,655
<b>Proposed cost</b>	\$ 88,466 for Option 1. \$ 15,000 for Option 2.

All amounts quoted in this Report are exclusive of GST.

If it is agreed to proceed with Option 1, there are a number of options available to fund the shortfall as follows:

- 1 Allocate additional funds through a capital item.
- 2 Contribute towards the project through existing visual art programs and budgets for 2016-17 such as Mural Arts Program (\$18,914) or Annual Art Acquisition (\$15,000).
- 3 Fund the required amount from the Public Art Reserve Fund Capital Item C1077 that has a current balance of \$104,358 (2015-16).

## **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**

### Environmental

The proposed outdoor sculpture utilises ultra-violet (UV) lights designed so that they can be interchanged with non-UV blue lights; these are perceptible to the human eye and are not particularly attractive to insects. This is so that the sculpture will not impact on the natural breeding habits of local insect species. At times when the sculpture is to be used for collecting data and observing insects, the UV lights can be switched on, and insect life can be observed at different times of the night, and according to the seasons. The 'off' function allows for the sculpture to be used as a point of interest when it is not being used as an insect attracting tool.

### Social

Art provides a catalyst for public discussion about current social, economic and environmental issues. In this case, the sculpture is designed to foster a deeper understanding and appreciation of local insect species. The biodiversity of this region is world-renowned and is a unique asset to this region. Programs surrounding the sculpture will ensure that the local community has opportunities to learn to about the role that biodiversity plays in our lives and how to preserve and celebrate it.

### Economic

Art is a driver for cultural tourism and supporting an international artist of repute is in line with the City's aspiration to provide world class facilities and a thriving cultural scene.

## **Consultation**

Not applicable.

## **COMMENT**

Residencies are an effective way of contracting an artist to create an original artwork for a particular purpose and also to liaise with a community, bringing about discussion of shared values and allowing the host to reveal a place from a new perspective.

Members of the City of Joondalup community have had an opportunity to engage with Brandon Ballengée and understand his motives for making art and the importance of his work as an environmental activist.

The proposed sculpture is intended to have ongoing appeal as an educational tool and a place for meeting and for passive recreational purposes. Its proximity to the Joondalup library will allow for a high volume of traffic to stop by at all times of the day and night and to increase the vibrancy of this area.

As part of the consideration process for selecting the artist, a proposal for a commission of the size and scale detailed in this Report was not envisaged; hence the original allocation of \$15,000 requires revision.

The benefits of continuing to support the artist to complete the '*Emperor Gum Moth*' sculpture are:

- to build upon existing contacts in the City made with an international artist of repute, and enhance the programs currently being provided by the City
- to allow the community to continue to have a relationship with this artist and his work
- for the City to provide a meaningful continuation of the residency program and entrench it visibly and tangibly within the public realm
- to make manifest the ideas and philosophies that were explored during the residency
- to provide the local community with a tool for observing and collecting data on local insect species
- to provide an education resource to the community.

## VOTING REQUIREMENTS

Simple Majority.

*Mayor Pickard left the room at 8.09pm and returned at 8.10pm.*

## OFFICER'S RECOMMENDATION

That the Policy Committee CONSIDERS the artwork commissioning options and preferred site for the artist residency project as detailed in this Report.

**MOVED Cr Fishwick SECONDED Mayor Pickard that Council AGREES to:**

- 1 commission the proposed '*Emperor Gum Moth*' sculpture and pollinator garden by artist Brandon Ballengée at an estimated cost of \$88,466;**
- 2 install the commissioned artwork and pollinator garden listed in Part 1 above at Site 3 - Grand Boulevard;**
- 3 fund the shortfall of funds required for the works listed in Part 1 above from the Public Art Reserve fund Capital Item C1077.**

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

*Appendix 7 refers*

*To access this attachment on electronic document, click here: [Attach7minPOLICY030316.pdf](#)*

*The Coordinator Cultural Services and Curator left the room at 8.30pm.*

### **RESUMPTION OF ORDER OF BUSINESS – [08122, 02154]**

**MOVED** Mayor Pickard, **SECONDED** Cr Hamilton-Prime that the Policy Committee **RESUMES** the operation of clause 4.3 of the *City of Joondalup Meeting Procedures Local Law 2013 – Order of Business*.

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

## **ITEM 4                      REVIEW OF COMMUNITY FUNDING POLICY**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	58536, 101515
<b>ATTACHMENT</b>	Attachment 1    Proposed Changes to Community Funding Policy
<b>AUTHORITY / DISCRETION</b>	Legislative - includes the adoption of local laws, planning schemes and policies.

### **PURPOSE**

For Council to consider a review of the City's sport and recreation funding programs and proposed amendments to the *Community Funding Policy*.

### **EXECUTIVE SUMMARY**

The *Sports Development Program* (SDP) provides financial assistance to local district level sporting clubs to conduct projects that benefit the community. The grant was established in June 2002 (CJ136-06/02 refers) and has since evolved to provide grants of approximately \$20,000 in value with an annual budget of \$90,000. Currently only 19 clubs are deemed eligible to receive the grant by the City due to the eligibility criteria and grant priorities that have been found by the clubs and the City to be limiting.

The City has only twice fully expended the grant funds since the grant's inception in 2002-03 and 2003-04 and recent analysis of grant expenditure has found that a majority of funding (approximately 67%) is used to pay semi-professional coaches.

As a result of the review of the program, it was identified that the City often struggles to identify eligible clubs due to the vague nature of defining what a "district" level club is and how that is interpreted by the City during the application process.

The preferred option for the on-going management of the SDP is to amalgamate the *Community Funding Program* (CFP) (Sport and Recreation Development Fund) and the *Sports Development Program* into one grant program. This would require amending the *Community Funding Policy* to reflect the changes.

*It is therefore recommended that Council APPROVES the:*

- 1 *amalgamation of the Sport and Recreation Category (Community Funding Program) and Sports Development Program into a new sport funding program;*
- 2 *proposed amendments to the Community Funding Policy, as shown in Attachment 1 to this Report.*

## **BACKGROUND**

### Sports Development Program

The SDP grant was established in 2002 to provide a funding opportunity for “district or state league level clubs”. The establishment of the grant was based on a request from the West Perth Football Club for corporate sponsorship and the Council recognising there were other district or state league level clubs that could benefit from a similar financial contribution (CJ136-06/02 refers). The grant initially offered grants up to \$20,000 in value from a pool of \$60,000. The grant budget was increased in 2010-11 to \$90,000.

The SDP provides financial assistance to local district level sporting clubs for projects, programs and events that benefit the development of a sport and enhance its delivery to residents of the City of Joondalup. The program is offered twice per year, with rounds being held in September and February to match the winter and summer seasons.

Eligible clubs must be located within the City of Joondalup, not-for-profit, incorporated, represented at both junior and senior levels and competing or aspiring to compete at a district level.

Eligible projects include the following:

- New initiatives that can be seen to enhance the sports community profile.
- Partnership developments within the community.
- Increasing participation through targeting specific populations.
- Developing pathways (junior - senior, highest level of competition).
- New short-term coaching appointments where evidence of the club’s continued commitment to coaching development is provided.

### Community Funding Program

The *Community Funding Program* (CFP) was established by the creation of the *Community Funding Policy* which was first adopted in 1998. The impetus for the policy followed an audit process that reviewed the City’s approach to allocating subsidies and financial assistance to community groups and individuals. The findings of the audit highlighted inconsistent practices with regard to community funding allocations and recommended the development of a strategic and accountable process that followed clear guidelines in the assessment and distribution of these funds.

The first iteration of the *Community Funding Policy* identified the following six funding categories for the CFP:

- Sport and recreation development.
- Culture and the arts development.
- Environmental improvement.
- Community services.
- Sponsorship.
- Economic development.

At the meeting of Joint Commissioners held on 14 September 1999 (CJ303-09/99 refers), the policy was reviewed incorporating several minor amendments; as well as introducing a reference to infrastructure funding and removing references to individuals; ensuring that only incorporated bodies were eligible for funding (although organisations could still apply for funding on behalf of an individual).

### Community Funding Policy

Over the years the City has had numerous policies declaring its commitment to various funding programs. These policies have been reviewed in 2005 (CJ206-10/05 refers) and again in 2012 (CJ170-08/12 refers) and combined to offer the City's position in one policy.

The *Community Funding Policy* currently details the SDP as below:

*"The City supports the annual allocation of funds towards a sporting club scheme that provides assistance to district level clubs in undertaking sporting and club development initiatives.*

*The SDP will be separate to the CFP and will aim to supplement other sponsorship funding opportunities and agreements for high-level sporting clubs".*

## **DETAILS**

### Sports Development Program

Since 2002-03 when the SDP commenced, the City has only expended the full funds twice. It is believed that the low demand for this grant is due to the small number of eligible clubs and projects, as well as the requirement for projects to be one-off in nature and not recurrent.

Funds expended since grant inception.

Year	Expended	Available Funds
2014-15	\$40,000	\$90,000
2013-14	\$82,450	
2012-13	\$40,000	
2011-12	\$71,128	
2010-11	\$52,560	
2009-10	\$45,920	\$60,000
2008-09	\$22,600	
2007-08	\$52,470	
2006-07	\$55,413	
2005-06	\$52,428	
2004-05	\$23,000	
2003-04	\$60,000	
2002-03	\$60,000	

Presently only 19 (of 134) clubs within the City of Joondalup are eligible to apply for the SDP. These clubs are:

- Arena Swim Club.
- Breakers Swim Club.
- Churches of Christ SBA (Stirling Senators Basketball).
- ECU Joondalup Soccer Club.
- Joondalup & Districts Rugby League Club.
- Joondalup Brothers Rugby Union Club.
- Joondalup District Cricket Club.
- Joondalup Lakers Hockey Club.
- Joondalup Netball Association.
- Mullaloo Surf Life Saving Club.
- North Coast Triathlon Club.
- Ocean Reef Sea Sports.
- Sorrento Football Club.
- Sorrento Surf Life Saving Club.
- Sorrento Tennis Club.
- Wanneroo Basketball Association.
- West Perth Football Club.
- Whitford Hockey Club.
- Wanneroo Lacrosse Club.

These clubs are assessed (by the City) to meet the current eligibility of the SDP grant being:

- not-for-profit
- incorporated
- located within the City of Joondalup
- representative at both junior and senior level
- competing or aspiring to compete at a district level.

Clubs are deemed ineligible to apply for the SDP if they have received the SDP grant within the previous two years or if they have failed to acquit previous grants from any of the City's funding sources. This means in any one round only eight to 10 clubs may be eligible.

The projects that these clubs can apply for must meet one of two priorities for funding. These priorities are:

- people development
- high performance.

The priorities are two of six "Key Challenges" identified by the Department of Sport and Recreation's (DSR) *Strategic Directions 5* (SD5) document. The SD5 document is the guiding document for the development of sport and recreation within Western Australia. It was developed by the DSR with input from key stakeholders across the state.

The current eligibility criteria and priorities as listed above have been found to be limiting to clubs who are interested in applying for a SDP grant. The determination of what is a district club has been found to be difficult for the City to determine given the differing nature and scale of individual sports and their statewide competition formats. Those clubs that currently meet the eligibility for SDP by nature are generally larger semi-professional clubs who are often already well resourced with support available from the National Sporting Organisation and State Sporting Association. These clubs are also better placed to service and attract corporate sponsorships due to their size and status within the region.

In reviewing the previous grants provided by the City, it has been noted that the SDP has primarily been used as an opportunity to acquire funds to pay coaches.

Since 2006-07 (City only has accurate and reliable records of grant budgets back to this period) 67% (\$311,710) of funds provided have gone directly to the payment of coaches with 5% (\$25,461) used for coach development/training. Of the 31 approved projects during this period 28 have used City funding for the payment of coaches.

The SDP application pack does state that projects eligible for funding include “new short-term coaching appointments where evidence of the clubs continued commitment to coaching development is provided”. While the payment of coaches can be considered within the grant priorities, it would not be considered a high priority. Due to the low number of applications each round those projects that have been deemed to just meet the minimum requirements for funding have been successful.

While the payment of coaches within semi-professional sport is now a common occurrence, the effectiveness and benefits gained from such an arrangement are not fully understood. A majority of research into these benefits (to the club and the players) is subjective and anecdotal in nature. This is reflected in many of the final grant acquittal documents, with many clubs unable to clearly articulate the benefits gained by players and coaches.

It is recommended that the City merge the SDP and the CFP to deliver a new streamlined grant program that is more open and equitable for all clubs to access. In 2015-16 the City has a budget of \$90,000 for the SDP and \$25,000 for the CFP. It is suggested that a new merged SDP would have a budget of \$115,000 and be launched in time for 2016-17.

The new SDP grant details are proposed to be as follows:

#### Eligibility

- Incorporated (under *Association’s Incorporations Act 1987*).
- Located within the City of Joondalup and/or servicing its residents.
- Affiliated with and submit a letter of support from a State Sporting Association or Industry Body who are recognised by DSR.

Clubs would not be eligible if:

- they have not fully acquitted previous grants from the City
- have outstanding payments due to the City (such as ground hire)  
or
- have already received financial or in-kind support from the City for the same project, program or event.

#### Funding Priorities

Projects must meet one (or more) of each of the grants focus areas and funding objectives to be considered for funding.

Focus Areas:

- Participation.
- People development.
- Organisational development.
- Place and spaces.
- High performance.

### Funding Objectives:

- Improve the knowledge, skills and or experience of club officials and volunteers.
- Attract new, retain existing or reward volunteers and members.
- Provide a safe environment for members, visitors, volunteers and the public.
- Assist to develop the knowledge, skills or experience of athletes.
- Assist with the establishment of or long term sustainability of clubs.

The focus areas are five of the six key priority areas from the SD5 document published by DSR. The one area not included is Industry Development which is not relevant to local sporting clubs or local government authorities.

### Grant Classifications

- Small Grant
  - Maximum \$10,000 grant amount.
  - Maximum 12 month funding period.
  - Two rounds (August and February).
  - Maximum \$25,000 available in August round and minimum of \$10,000 available in February round.
- Large Grant
  - \$10,001 to \$20,000.
  - Maximum 24 month funding period.
  - One round (August) (City reserves the right to conduct a second round if sufficient funds remain unspent).
  - Maximum \$80,000 budget.

The City would not consider any grant submissions that includes the following:

- Any project, program or event which does not fit the eligibility, focus area or funding objective mentioned above.
- On-going maintenance and repairs which are the responsibility of the organisation.
- Programs, services or projects that have already received funding from the City.
- Deficit funding (to repay cash shortfalls).
- Projects that commence prior to grant notification.
- Operational costs.
- Tours or travel costs.
- Payments for contracted players.

Funding for coaches, officials or specialists will also be ineligible except where it can be clearly demonstrated that their contribution is outside of their normal club responsibilities (such as a club head coach may be paid to deliver mentoring to other coaches where it is not part of their normal expectations). The maximum amount available in a single application for the payment of individuals for these services is 50% of the grant total.

It is expected that by opening up the club and grant eligibility guidelines more clubs can apply for a greater number of projects thus increasing the competition for the grant. It is expected that by increasing the competition for the grant the City will receive better value for money by ensuring that projects not only meet the minimum requirement for the grant but have been assessed to provide the greatest benefits to the community.

### Community Funding Policy

It is recommended that the following amendments are made to the CFP to accommodate the change in the funding program (Attachment 1 refers):

- Remove the “Sport and Recreation Development” category from the CFP.
- Amend the Sports Development Program description to read as below:

#### **“2.2.1. Sports Development Program:**

*The City supports the annual allocation of funds towards a sporting club scheme that provides assistance to incorporated community clubs in undertaking sporting, recreation and club development initiatives.*

*The SDP will aim to provide equitable funding to all eligible clubs to promote and support community sport and recreation delivery within the City.”*

It is not anticipated that the removal of the Sport and Recreation Development category from the CFP will have any impact on the other three grant categories.

Any changes that occur to the funding programs will commence from 1 July 2016, with all grants operating as they currently are through to June 2016.

### **Issues and options considered**

Given the challenges the City faces in administering and the clubs face in applying for the SDP grant and the nature of the expenditure of the funds, there are several options for the ongoing management of the grant which are believed to provide better outcomes to a larger cross section of the community.

Options include:

**Option 1** - Amalgamate the SDP and CFP.

This will provide greater funding opportunities to a greater number of clubs by making the grant program more open and equitable. The grant program will also become more competitive ensuring only the grants that exhibit significant community benefits as well as value for money are successful.

**Option 2** - The SDP grant remains as it is currently.

The City will continue to be faced with existing challenges in administering the funding programs, with only a small number of exclusive clubs being eligible for funding.

**Option 3** - Amend the SDP to be more open and competitive.

The City could review the current format of the SDP to make the grant open to more clubs and more projects. This would result in the eligibility of the grant being more open and equitable thus increasing the competition for the grant ensuring only the best and most valuable applications are successful.

This would result in changes to the SDP, with no changes required to the CFP.

This option would provide some benefits in more clubs being eligible for funding while the projects eligible for funding in both CFP and SDP continue to be restrictive in nature.

**Option 4 - Close the SDP and:**

- (a) Re-allocate the \$90,000 annual budget to the sponsorship program.
- (b) Identify a \$90,000 saving in the budget effectively no longer offering a large grant to local sport and recreation clubs.

The sponsorship program is split into two sections with applications either requesting corporate or event sponsorship. Sponsorships aim to address a number of outcomes with emphasis given to proposals that enhance the City's image and contributes to a vibrant and engaging community.

Neither of Options 4(a) or 4(b) are recommended as this would significantly reduce the amount of funding available for sporting clubs through the City's grant programs.

The preferred option for the on-going management of the SDP is Option 1.

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

**Legislation** Not applicable.

**Strategic Community Plan**

**Key theme** Community Wellbeing.

**Objective** Community spirit.

**Strategic initiative**

- Support and encourage opportunities for local volunteering.
- Promote the sustainable management of local organisations and community groups.
- Support and facilitate the development of community leaders.

**Policy** *Community Funding Policy.*

**Risk management considerations**

There may be an expectation from the 19 eligible clubs that the grant is available exclusively to those clubs. A change to the grant structure or the availability of the grant may result in a negative reaction from these clubs.

**Financial / budget implications**

There is an amount for sports development and community funding listed within the City's 2015-16 operating budget of \$90,000 for sports development and \$25,000 for community funding. A change to the grant delivery model and policy would not affect the grant budget request for 2016-17 which is expected to remain at \$115,000.

All amounts quoted in this report are exclusive of GST.

### **Sustainability implications**

The SDP provides an opportunity for a positive effect on the development of healthy, equitable, active and involved communities. However currently a majority of funding is made to semi-professional level clubs to maintain on-going programs. Less than 30% of current funding is used to target the people development priority or to assist clubs to become more economically or culturally sustainable.

### **Consultation**

The City has prepared this Report and the proposed new funding program following consultation with a number of other local governments both within and outside of Western Australia. No other local government within Western Australia provides this level of funding for their sport and recreation clubs. A number of larger local governments in the eastern states do provide much larger amounts with a focus generally on facility development projects.

The City has also consulted with a senior sports consultant from the DSR in regards to the proposed funding program. The feedback received was that the proposed grant program outlined in Option 1 would provide positive opportunities and assistance for community sport and recreation clubs.

### **COMMENT**

Recently there has been an increase in the amount of money being spent in community clubs on coach and player payments. Using previously submitted financial statements of three SDP clubs (only assessing complete data that could be identified as player and coach payments) it can be seen that these clubs are spending approximately 53% of their total expenditure on coach and player payments. For these three clubs within one financial year that equates to an average spend per club of \$37,651 on coaching and \$72,292 on player payments.

The proposed changes identified to the SDP and CFP have been created to ensure the new grant is as open and equitable for all clubs and their differing levels of operational objectives and maturity. It is believed that the proposed structure delivers the optimal benefits to local clubs and the community; as well as value for money to the City.

### **VOTING REQUIREMENTS**

Simple Majority.

### **OFFICER'S RECOMMENDATION**

That Council:

- 1 APPROVES the amalgamation of the Sport and Recreation Category (*Community Funding Program*) and *Sports Development Program* into a new sport funding program;
- 2 APPROVES the proposed amendments to the *Community Funding Policy*, as shown in Attachment 1 to this Report.

**MOVED Cr Fishwick SECONDED Cr Hamilton-Prime that Council:**

- 1 APPROVES the amalgamation of the Sport and Recreation Category (*Community Funding Program*) and *Sports Development Program* into a new sport funding program;**
- 2 APPROVES the proposed amendments to the *Community Funding Policy*, as shown in Attachment 1 to this Report subject to inclusion of the following eligibility criteria:**
  - **Incorporated (under Associations) *Incorporations Act 1987*;**
  - **Located within the City of Joondalup and/or servicing its residents;**
  - **Affiliated with and submit a letter of support from a State Sporting Association or Industry Body who are recognised by the Department of Sport and Recreation;**
  - **The club name reflecting the locale in which the club operates and in recognition of the level of funding and subsidies afforded to it by the City of Joondalup.**

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

*Appendix 4 refers*

*To access this attachment on electronic document, click here: [Attach4agnPOLICY030316.pdf](#)*

*Manager Leisure and Cultural Services left the room at 8.41pm.*

## **ITEM 5                    AMENDMENT TO PURCHASING POLICY**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	09763, 101515
<b>ATTACHMENTS</b>	Attachment 1    Proposed amendments to <i>Purchasing Policy</i> (with tracked changes) Attachment 2    Revised <i>Purchasing Policy</i> (clean version)
<b>AUTHORITY / DISCRETION</b>	Legislative - includes the adoption of local laws, planning schemes and policies.

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### **PURPOSE**

For Council to consider and adopt the proposed amendments to the City's *Purchasing Policy*.

### **EXECUTIVE SUMMARY**

The City's *Purchasing Policy*, adopted in 2014, has been reviewed in light of legislative changes to the *Local Government (Functions and General) Regulations 1996* that took effect on 1 October 2015. These changes are significant enough to require amendment of the policy to ensure alignment with the updated legislation.

*It is recommended that Council ADOPTS the revised Purchasing Policy forming Attachment 1 to this Report.*

### **BACKGROUND**

In 2015, the WA Department of Local Government and Communities introduced a number of amendments to the *Local Government (Functions and General) Regulations 1996*. Changes to Part 4 – Provision of goods and services necessitated a corresponding review of the City's *Purchasing Policy* and identified a number of changes required for the City to comply with the revised legislation. Key changes include amendments to regulations 11, 11A, 12, 14, 15, 16, 17, 18, 21 as well as the introduction of regulation 21A and regulations 24AA to 24AJ (as division 3 to Part 4).

The City also identified some additional improvements to the policy.

## DETAILS

The following key changes to the *Local Government (Functions and General) Regulations 1996* that took effect on 1 October 2015 require amendments to the City's *Purchasing Policy*:

- 1 Regulation 11 requires the City to invite public tenders before entering into a contract to acquire goods or services from a third party, where the expected consideration under the contract is higher than a specified value. This threshold value has been raised from \$100,000 to \$150,000 (Refer section 3.5 of the amended policy).
- 2 Part 4 Division 3 (regulations 24AA to 24AJ) has been introduced to make provision for local governments to establish panels of pre-qualified suppliers of goods and services. The new regulations stipulate aspects that must be included in a purchasing policy without which the City cannot avail of these provisions (Refer section 3.9 of the amended policy).

Regulation 24AC(1)(a) states:

*A local government must not establish a panel of pre-qualified suppliers unless –*

- (a) *It has a written policy that makes provision in respect of the matters set out in subregulation (2);*

Regulation 24AC(2) states:

*The matters referred to in subregulation (1)(a) are –*

- (a) *how the local government will procure goods or services from pre-qualified suppliers, including any process for obtaining quotations from them; and*
- (b) *how the local government will ensure that each pre-qualified supplier on a panel of pre-qualified suppliers will be invited to quote for the supply of the goods or services that the pre-qualified suppliers will be expected to supply; and*
- (c) *how the local government will ensure clear, consistent and regular communication between the local government and pre-qualified suppliers; and*
- (d) *any factors that the local government will take into account when distributing work among pre-qualified suppliers; and*
- (e) *the recording and retention of written information, or documents, in respect of:*
  - (i) *all quotations received from pre-qualified suppliers; and*
  - (ii) *all purchases made from pre-qualified suppliers.*

In addition to changes arising from the amendments to the regulations, the City also identified the need for the following amendments to the existing policy:

- 1 Allow for calling of single quotes from artists or performers offering a unique service, where the expected consideration is between \$5,001 and \$10,000. This provision applies only to Summer Season Events (section 3.5).

- 2 In line with the provision for pre-qualified supplier panels, the purchasing policy is amended to allow for quotes to be obtained from such panels, or from pre-qualified suppliers on the Western Australian Local Government Association (WALGA) Preferred Supply Program or the WA State Government's Common Use Arrangement (section 3.5).
- 3 Other minor changes including correction to the City Purchasing Protocols listed under section 3.4 and minor grammatical and/or formatting changes.

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

**Legislation** *Local Government (Functions and General) Regulations 1996.*

#### **Strategic Community Plan**

**Key theme** Governance and Leadership.

**Objective** Corporate capacity.

**Strategic initiative** Continuously strive to improve performance and service delivery across all corporate functions.

#### **Risk management considerations**

The amendments are necessary to bring the City's *Purchasing Policy* in line with the revised legislation. While the policy can be retained in its current form without giving effect to the legislative updates, the City will be unable to make use of either the increased tender threshold or the provision for establishment of pre-qualified supplier panels as set out in the amended legislation. This may result in on-going operational inefficiencies and higher use of resources.

#### **Financial / budget implications**

Not applicable.

#### **Regional significance**

Not applicable

#### **Sustainability implications**

Not applicable.

#### **Consultation**

The City referred to the WALGA Model Local Government Purchasing Policy as part of the review of the City's *Purchasing Policy*.

#### **COMMENT**

The proposed updates to the *Purchasing Policy* are driven primarily by the changes to the *Local Government (Functions and General) Regulations 1996*. The City cannot give effect to these changes without amending the policy accordingly.

## **VOTING REQUIREMENTS**

Simple Majority.

*Mayor Pickard left the room at 8.46pm and returned at 8.47pm.*

**MOVED Cr Fishwick SECONDED Cr Hamilton-Prime that Council ADOPTS the revised *Purchasing Policy* forming Attachment 1 to this Report.**

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

*Appendix 5 refers*

*To access this attachment on electronic document, click here: [Attach5agnPOLICY030316.pdf](#)*

**ITEM 6 INVESTMENT POLICY REVIEW**

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<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	101272, 101515
<b>ATTACHMENTS</b>	Attachment 1 Revised Investment Policy
<b>AUTHORITY / DISCRETION</b>	Legislative - includes the adoption of local laws, planning schemes and policies.

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**PURPOSE**

For Council to review and consider proposed amendments to the City's *Investment Policy*.

**EXECUTIVE SUMMARY**

The *Investment Policy* governs the investment of the City's surplus operational funds that may be available from time to time, as well as funds held in the City's reserve and trust accounts. The current policy was developed and initially adopted by Council at its meeting held on 15 April 2008 (CJ052-04/08 refers). At its meeting held on 24 September 2013 (CJ187/09-13 refers), Council subsequently adopted a significantly revised policy.

The current review has looked at the policy in light of the prevailing investment climate and proposed some changes to ensure the policy continues to best support and preserve the City's cash holdings.

*It is recommended that Council ADOPTS the revised Investment Policy forming Attachment 1 to this Report.*

**BACKGROUND**

The uncertainty and turmoil that existed in financial markets at the time of the last significant review of the *Investment Policy* has abated in intensity, but on-going volatility and fundamental weaknesses remain a significant source of concern for investors.

While Australian banks have not experienced further significant credit ratings downgrades since that time, there remain serious questions about sovereign credit ratings of the Federal and State Governments. At the time of the previous review, Federal and State treasuries still offered AAA rated investments. Western Australia has, since then, been downgraded by Standard and Poor's to AA+ status and, very recently, by Moody's Investor Services from Aa1 to Aa2, the equivalent of Standard and Poor's (S&P) AA rating. While this was more likely a correction of Moody's rating level than a reflection of any major fall in the State's creditworthiness, it highlights the on-going risks in the financial environment and the reality of the State's current fiscal position.

The City's current investment portfolio is entirely held in either on-call (overnight) deposits or term deposits placed with financial institutions for maturity periods less than 12 months, with the majority of these placed for six months. This review is necessary to ensure that the investment objectives set out in the policy continue to be upheld while still enabling practical application as well as legislative compliance.

## DETAILS

### Issues and options considered

The current *Investment Policy* sets out the:

- investment objectives
- delegated authority to invest
- types of authorised and prohibited investments
- prudential requirements for engagement of investment advisors
- policy guidelines for the management and diversification of risk
- financial reporting.

The Department of Local Government and Communities developed an *Investment Policy Local Government Operational Guideline* that was published in 2008. The primary features of this guideline are already incorporated in the current policy.

The key changes proposed to the current *Investment Policy* as a result of this review are highlighted in Attachment 1. In summary they are as follows:

- 1 Section 3.6 – Provision has been made at the end of the section to clarify the City's course of action in the event of discrepancies between the three ratings agencies (Standard and Poor's, Moody's, Fitch) in the credit rating assigned by each to a counterparty and/or product. The amendment proposes that the credit rating applied by the majority of the three ratings agencies will be used by the City. Where all three agencies have issued different credit ratings, the City will employ the rating issued by Standard & Poor's.
- 2 Section 3.6.1 – Overall portfolio limits set in the current policy restrict the extent of investment with financial institutions holding a long term A rating in conjunction with a short term A-1 or A-2 rating to 45% and 10% respectively.

The official cash rate has fallen over the past two years by 50 basis points to 2%, accompanied by a corresponding decline in investment returns on term deposits from Australian banks by over 100 basis points in the same period. The average return on investments that the City can obtain currently ranges between 2.70% and 2.85%. Some banks that fall into the category of A (Long Term) and A1/A2 (Short Term) ratings are able to offer slightly better returns on deposits compared to the banks that carry a higher long term AA rating.

It is proposed to raise the overall portfolio limit for investments with institutions holding a long term A rating to a maximum of 50% of the total portfolio, where a short term rating of A-1 exists, and a maximum of 40% where a short term rating of A-2 exists.

The institutions that the City currently places funds with are:

Long Term AA S&P rating	ANZ CBA (Commonwealth Bank) Bankwest (under CBA banking licence) Westpac NAB WA Treasury Corporation
Long Term A S&P rating	Bank of Queensland Bendigo Bank ING Rural Bank Suncorp St. George Bank

No change is proposed to existing individual counterparty limits as these limits are considered necessary to ensure adequate diversification of risk.

No relaxation is proposed, either, in the minimum long term credit rating A required for institutions that the City may invest with. This is considered appropriate for prudent investment.

The effect of the proposed change to portfolio limits is that up to \$40 million of a \$100 million portfolio could be placed with financial institutions carrying a long term A rating along with a short term A-2 rating. However, not more than \$10 million (10%) could be placed with any single institution in that category. The margin of return available at any given time with such institutions can be up to five or even 10 basis points better than institutions with a short term A-1 rating. Using the same \$100 million portfolio as an example, and assuming placement of 40% of the portfolio for six months at a time, a margin of five basis points could earn \$14,975 more in annual interest while a 10 basis points margin could earn \$29,589 more. This translates, however, to a 75% increase in the return on deposits placed with institutions rated A-2 (short term).

The proposed investment policy incorporating these changes is contained in Attachment 1.

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

#### **Legislation**

*Local Government Act 1995.*  
*Trustees Act 1962.*  
*Local Government (Financial Management) Regulations 1996.*  
*Australian Accounting Standards.*

#### **Strategic Community Plan**

#### **Key theme**

Financial Sustainability.

#### **Objective**

Effective management.

#### **Strategic initiative**

Manage liabilities and assets through a planned, long-term approach.

#### **Policy**

Not applicable.

**Risk management considerations**

There are significant risks involved in the management of the City's investment portfolio. The *Investment Policy* sets out provisions for compliance and governance that are designed to diversify and mitigate these risks. In addition to the policy there are internal processes and procedures governing investment activities and these are subject to both internal and external audit.

**Financial / budget implications**

While the proposed changes to the investment policy involve a minor relaxation in the overall portfolio credit rating limitations, this reflects the current financial environment and economic reality and will assist in securing better return on investments without significant risk to the capital invested.

All amounts quoted in this Report are exclusive of GST.

**Regional significance**

Not applicable.

**Sustainability implications**

Financial sustainability is imperative to the future growth and development of the City of Joondalup. The revised policy maintains the conservative approach to the City's investments which is a critical element of the long-term financial sustainability of the City.

**Consultation**

No consultation was undertaken during this review; however investment policies currently in place at other similar local governments were reviewed, particularly with regard to investment portfolio limits and diversification.

City of Stirling – up to 50% of the portfolio may be held with institutions rated A-1 (short term) and up to 40% with those rated A-2 (short term); however, the latter are also presumed to be rated BBB (long term).

City of Melville – up to 50% of the portfolio can be held with institutions rated A-1 (short term) and up to 20% with banks rated A-2; however, the policy presumes that the latter are also rated BBB (long term).

City of Wanneroo – up to 100% of the portfolio may be held with institutions rated A-1 (short term) and up to 80% with those rated A-2(short term), irrespective of long term credit ratings.

City of Swan – up to 100% of the overall portfolio may be held with institutions rated A-1 (short term, up to 60% with institutions rated A-2 (short term) and up to 30% with those rated A-3(short term) or with no short term rating. No reference is made to long term credit ratings.

**COMMENT**

The *Investment Policy* has been reviewed in light of existing market conditions and legislative requirements. It preserves the City's conservative approach to investment that is being practised and is considered most appropriate to the needs of the City and provides further clarity and transparency of the City's approach to investment of surplus operational funds that may be available from time to time as well as funds held in the City's trust and reserve accounts.

Following Council's endorsement of the revised policy, the information will be placed into the City's revised policy format.

**VOTING REQUIREMENTS**

Simple Majority.

**MOVED Cr Fishwick SECONDED Cr Hollywood that Council ADOPTS the revised *Investment Policy* forming Attachment 1 to this Report.**

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

*Manager Financial Services left the room at 9.15pm.*

*Appendix 6 refers*

To access this attachment on electronic document, click here: [Attach6agnPOLICY030316.pdf](#)

*The Chief Executive Officer entered the room at 9.15pm.*

## **ITEM 7 RE-SCHEDULING OF MEETING DATES – POLICY COMMITTEE 2016**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Jamie Parry Governance and Strategy
<b>FILE NUMBER</b>	103963
<b>ATTACHMENTS</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.

### **PURPOSE**

For the Policy Committee to consider re-scheduling various committee meeting dates and times for 2016.

### **EXECUTIVE SUMMARY**

At its meeting held on 3 November 2015 the Policy Committee adopted a schedule of meeting dates for the Policy Committee throughout 2016. The meeting schedule has been reviewed with the intent of reducing time imposition on Elected Members and it is proposed to amend a number of meeting dates so they are held on the same day as other scheduled meetings.

*It is therefore recommended the Policy Committee adopts the amended meeting dates and times for the Policy Committee of the City of Joondalup to be held at the Joondalup Civic Centre, Boas Avenue, Joondalup.*

### **BACKGROUND**

The Policy Committee was established at the Special Council meeting held on 3 November 2015. The role of the Policy Committee is to:

- make recommendations to Council on the development and review of the City's policies and overall policy framework
- 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
- 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 award winners
- oversee the strategic direction of the City's Art Award events, Visual Art collection and Visual Art Programs.

The proposed 2016 schedule of Council meeting dates is based on the format used in recent years. That is, a monthly meeting format with Strategy Sessions held on the first Tuesday of each month, Briefing Sessions held on the second Tuesday and Council meetings on the third Tuesday.

This enables committee meetings to be scheduled on the Monday, Tuesday or Wednesday of weeks one, two and three so as to minimise potential conflicts with other Council activities and provide a 'meeting-free' week in the fourth week of each month.

It is preferable to hold committee meetings in the first week of the month, thereby enabling committee recommendations to be listed in the Briefing Session agenda and subsequently the Council meeting agenda, however this may not always be possible due to other scheduled meetings.

At its meeting held on 3 November 2015 (Item 1 refers) the Policy Committee adopted a schedule of meeting dates for the Policy Committee throughout 2016 as follows:

Policy Committee To be held in Conference Room 2
Monday 30 November 2015, commencing at 6.00pm
Thursday 3 March 2016, commencing at 6.30pm
Thursday 9 June 2016, commencing at 6.30pm
Thursday 13 October 2016, commencing at 6.30pm
Thursday 1 December 2016, commencing at 6.30pm

## DETAILS

Meetings of this committee will, at certain points of the year, need to align with the City's two premier art events, the Community Art Exhibition held in June and the Community Invitation Art Award held in October. These meetings are typically held at a slightly later time on a Thursday to enable the inspection of the art entries prior to awarding winners.

The proposed changes are as follows:

- Cancel the meeting scheduled for 3 March 2016 – this meeting has been replaced by the meeting called by the Presiding Member to be held on Tuesday 1 March 2016, commencing at 5.45pm.
- Amending the date and time of the Thursday 9 June 2016 meeting to now be held on Tuesday 7 June 2016, commencing at 5.45pm. This meeting will be followed by the Strategy Session commencing at 7.00pm.
- Amending the date and time of the Thursday 1 December 2016 meeting to now be held on Monday 28 November 2016, commencing at 5.45pm. This meeting will be followed by the Major Projects Committee which will now commence at 7.15pm.

**Issues and options considered**

The Policy Committee can either:

- adopt the meeting dates as proposed in this report
- not adopt the meeting dates as proposed in this report  
or
- amend the meeting dates.

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

*Local Government Act 1995.  
Local Government (Administration) Regulations 1996.  
City of Joondalup Meeting Procedures Local Law 2013.*

**Strategic Community Plan****Key theme**

Governance and Leadership.

**Objective**

Corporate capacity.

**Strategic initiative**

Not applicable.

**Policy**

Not applicable.

**Risk management considerations**

Should the meeting schedule not be changed, there is a risk that committee members may be unable to attend due to conflicting appointments.

**Financial / budget implications**

Not applicable.

**Regional significance**

Not applicable.

**Sustainability implications**

Not applicable.

**Consultation**

Not applicable.

**COMMENT**

The proposed dates maintain a meeting schedule based on a quarterly meeting cycle. While the meetings are no longer scheduled on the same day and time, the amended schedule aligns meetings with other scheduled meetings, thereby minimising conflicts with other City activities.

**VOTING REQUIREMENTS**

Simple Majority.

**OFFICER'S RECOMMENDATION**

That the Policy Committee BY AN ABSOLUTE MAJORITY AMENDS its decision on 3 November 2015 (Item 1 refers) as follows:

- 1 Cancels the meeting scheduled for Thursday 3 March 2016, due to the meeting being held on Tuesday 1 March 2016, commencing at 5.45pm;
- 2 Re-schedules the Thursday 9 June 2016 meeting to now be held on Tuesday 7 June 2016, commencing at 5.45pm;
- 3 Re-schedules the Thursday 1 December 2016 meeting to now be held on Monday 28 November 2016, commencing at 5.45pm.

**MOVED Mayor Pickard SECONDED Cr Hamilton-Prime that the Policy Committee BY AN ABSOLUTE MAJORITY AMENDS its decision on 3 November 2015 (Item 1 refers) as follows:**

- 1 **Re-schedules the Thursday 9 June 2016 meeting to now be held on Tuesday 7 June 2016, commencing at 5.45pm;**
- 2 **Re-schedules the Thursday 1 December 2016 meeting to now be held on Tuesday 29 November 2016, commencing at 5.45pm.**

**The Motion was Put and**

**CARRIED (7/0)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester, Fishwick, Hamilton-Prime, Hollywood and Taylor.

## ITEM 8                      STREETScape SEAT SIGNAGE

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Garry Hunt Office of the CEO
<b>FILE NUMBER</b>	01907, 101515
<b>ATTACHMENT</b>	Nil
<b>AUTHORITY / DISCRETION</b>	Legislative - includes the adoption of local laws, planning schemes and policies.

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### PURPOSE

For the Policy Committee to determine the City's position on members of parliament advertising electorate contact details on city streetscape furniture such as bus stop seats and bus shelters, and whether a new position needs to be developed or the City remains uncommitted to allowing any kind of political advertising.

### EXECUTIVE SUMMARY

Currently, the City does not have a policy that governs members of parliament advertising their electoral contact information on streetscape furniture. Research has been undertaken with other local governments to ascertain options for handling these types of requests. However, there is no general consensus to guide this decision for Council.

It is therefore recommended that the Policy Committee reviews the current situation and considers whether a new position around the issue needs to be developed.

### BACKGROUND

Requests for political advertising go back to approximately 2005 and involve sitting members of parliament operating within the City of Joondalup boundaries requesting to advertise their electoral contact information on City streetscape furniture. The City continues to receive requests from members of parliament and generally provides the response that *"the City has a position of not permitting 'political advertising' on street furniture or on its own assets"*.

### DETAILS

While the City does not have a policy on this subject as such, it does have a *Signs Policy* adopted under the City's planning scheme which relates to planning issues.

For the purpose of this exercise, it is suggested that political advertising may cover:

- a sign which identifies the name (and perhaps contact details) of the member of parliament and the electorate
- a sign, as above, but with the logo of a political party included

- a sign, as above, which encourages persons to vote for the member or political party
- a sign which encourages persons to vote for a candidate and/or a political party in an election.

### Legal framework

The placing of political advertising on street furniture is governed by:

- any contracts which the City has entered into for advertising on street furniture
- *Local Government and Public Property Local Law 2014* and *Signs Local Law 1999* which regulate advertising in the road reserve
- the implied Constitutional right of freedom of political communication.

### Advertising contracts for street furniture

Clause 9.5 of the *Local Government and Public Property Local Law 2014* enables a local government to enter into agreements with a person to place any advertisement on a bus seat, bus shelter or other street furniture.

The City has advertising contracts with:

- Adshel for bus shelters
- Streetside Advertising for benches.

Both contracts contain similar provisions which specify that the contractor shall not display advertising which the City considers to be “politically sensitive”. However this phrase is not further defined.

### Signs Local Law

Clause 16 (l) of the *Signs Local Law 1999* prohibits the placement of an “election sign” (which means “a sign which encourages persons to vote for a candidate or political party...”) on any street, thoroughfare or other public place. This raises the question: What advertising is “politically sensitive” and which are considered “election signs”?

### The implied Constitutional right of freedom of political communication

The implied Constitutional right of freedom of political communication protects persons from legislation which may have the effect of unduly interfering with the exercise of their political rights. If in conflict with a State or local law, the implied right prevails.

### **Issues and options considered**

The City has a position of not permitting ‘political advertising’ on street furniture or on its own assets, which are not affected by contracts with external parties.

The City of Stirling has a policy on *Election Signs on Road Reserves and Council Land* which manages the issue similarly to clause 15 of the *Signs Local Law* with respect to private property.

In the background of any discussion on this issue remains the question of whether the implied right would prevail over the City’s refusal to allow placement of political advertising or election signs, if someone chose to challenge it.

An absolute prohibition is likely to be successfully challenged, while a regulated approach is likely to survive.

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

**Legislation** *Australian Constitution.  
Local Government and Public Property Local Law 2014.  
Signs Local Law 1999.*

**Strategic Community Plan**

**Key theme** Governance and Leadership.

**Objective** Corporate capacity.

**Strategic initiative** Continuously strive to improve performance and service delivery across all corporate functions.

**Policy** *Signs Policy.*

**Risk management considerations**

Whether the City proceeds with developing a policy or not, a risk management strategy would need to be developed along with a communication strategy on the City's position to ensure clear and consistent communication is provided to all stakeholders.

**Financial / budget implications**

There are no financial implications associated with this report.

**Regional significance**

Not applicable.

**Sustainability implications**

Not applicable.

**Consultation**

No consultation has taken place.

**COMMENT**

There are two primary options available to Council. The first is to retain the prevailing situation of not allowing advertising, and the second is to allow advertising with or without limitation.

It is recommended that the Policy Committee reviews the current situation as to whether to:

- to continue with the current position of not allowing members of parliament to advertise on street furniture  
or
- Council could adopt a resolution to allow local, state and federal elected representatives whose electorates are within the boundaries of the City of Joondalup to advertise on street furniture via a sign that identifies the name and contact detail of the Member of Parliament and the electorate they represent.

## **VOTING REQUIREMENTS**

Simple Majority.

## **OFFICER'S RECOMMENDATION**

That the Policy Committee CONSIDERS the City's current position around political advertising on streetside furniture.

**MOVED Mayor Pickard SECONDED Cr Fishwick that Council ALLOWS local, state and federal elected representatives whose electorates are within the boundaries of the City of Joondalup to advertise on street furniture via a sign that identifies the name and contact details of the elected representative and the electorate they represent.**

**The Motion was Put and**

**CARRIED (4/3)**

**In favour of the Motion:** Cr Gobbert, Mayor Pickard, Crs Chester and Hamilton-Prime.

**Against the Motion:** Crs Fishwick, Hollywood and Taylor.

**ITEM 9                      ARTIST RESIDENCY UPDATE AND PROPOSED  
COMMISSION TIMELINE AND BUDGET**

<b>WARD</b>	All
<b>RESPONSIBLE DIRECTOR</b>	Mr Mike Tidy Corporate Services
<b>FILE NUMBER</b>	103932, 101515
<b>ATTACHMENT</b>	Attachment 1    Proposed sculpture Emperor Gum Moth
<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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Discussion was had in relation to this item earlier in the meeting, page 21 refers.

**URGENT BUSINESS**

Nil.

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

Nil.

**REQUESTS FOR REPORTS FOR FUTURE CONSIDERATION**

Cr Chester requested a report be presented to the Policy Committee in relation to the development of a policy regulating edible verge gardens within the City of Joondalup.

**CLOSURE**

There being no further business, the Presiding Member declared the meeting closed at 9.36pm; the following Committee Members being present at that time:

Cr Liam Gobbert  
Mayor Troy Pickard  
Cr Kerry Hollywood  
Cr Philippa Taylor  
Cr Christine Hamilton-Prime  
Cr John Chester  
Cr Russ Fishwick, JP