



City of Nedlands

Minutes

Arts Committee Meeting

18 November 2019

ATTENTION

This is a Committee which has only made recommendations to Council. No action should be taken on any recommendation contained in these Minutes. The Council resolution pertaining to an item will be made at the next Ordinary Meeting of Council following this meeting.

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City of Nedlands

Minutes of a meeting of the Arts Committee held in the Council Administration Building at 71 Stirling Highway, Nedlands on Monday 18 November 2019 at 5.30pm.

Declaration of Opening

The Presiding Member declared the meeting open at 5:30 and drew attention to the disclaimer below.

(NOTE: Council at its meeting on 24 August 2004 resolved that should the meeting time reach 11.00 p.m. the meeting is to consider an adjournment motion to reconvene the next day).

Present and Apologies and Leave of Absence (Previously Approved)

Councillors and

Voting Members	Councillor B G Hodsdon	(Chairperson) Hollywood Ward
	Her Worship the Mayor, C M de Lacy	
	Councillor K A Smyth	Coastal Districts Ward
	Councillor G A R Hay	Melvista Ward

Staff	Mr M A Goodlet (until 5:35pm)	Chief Executive Officer
	Ms M Granich	Manager Community Development
	Ms L Macfarlane Reid	Arts Centre Coordinator
	Ms R Stewart	Administration and Events Officer

Public Nil.

Press Nil.

Leave of Absence (Previously Approved)

Apologies	Councillor B R B Hassell	Dalkeith Ward
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Disclaimer

Members of the public who attend Council meetings should not act immediately on anything they hear at the meetings, without first seeking clarification of Council's position. For example, by reference to the confirmed Minutes of Council meeting. Members of the public are also advised to wait for written advice from the Council prior to taking action on any matter that they may have before Council.

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1. Appointment of Chair

Mark Goodlet, Chief Executive Officer, called for nominations for the Chairperson.

Councillor Hodsdon was the only nomination received and was therefore appointed as Chairperson for the term ending immediately prior to the next Local Government Election in October 2021.

CARRIED UNANIMOUSLY 4/-

Mark Goodlet retired from the meeting at 5:35pm.

2. Public Question Time

Nil.

3. Addresses by Members of the Public (only for items listed on the agenda)

Nil.

4. Disclosures of Financial Interest

The Presiding Member reminded Councillors and Staff of the requirements of Section 5.65 of the *Local Government Act* to disclose any interest during the meeting when the matter is discussed.

There were no disclosures of financial interest.

5. Disclosures of Interests Affecting Impartiality

The Presiding Member reminded Councillors and Staff of the requirements of Council's Code of Conduct in accordance with Section 5.103 of the *Local Government Act*.

There were no disclosures affecting impartiality.

6. Declarations by Members That They Have Not Given Due Consideration to Papers

Nil.

7. Confirmation of Minutes

7.1 Arts Committee Meeting 7 October 2019

Moved – Councillor. Hay
Seconded – Councillor Hodsdon

The Minutes of the Arts Committee 7 October 2019 be accepted as a true and correct record of that meeting.

CARRIED UNANIMOUSLY 4/-

8. Items for Discussion

8.1 Review Terms of Reference

Arts Committee	18 November 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll – Director Corporate & Strategy
Attachments	1. Arts Committee Terms of Reference October 2019.

Regulation 11(da) – The committee recommended amending its Terms of Reference to make explicit the process for appointing a new Chairperson to the committee and to change the name of the committee to reflect its focus on public art, as the committee does not deal with the arts generally but focuses specifically on public art.

Moved – Councillor Hay

Seconded – Mayor de Lacy

Committee Recommendation

- 1. The Arts Committee receives the Terms of Reference of the Arts Committee as per attachment 1;**
- 2. The Arts Committee's Terms of Reference are amended to include the appointment of a Chairperson as stated in the Audit and Risk Committee's Terms of Reference; and**
- 3. That the Arts Committee is renamed the Public Art Committee.**

CARRIED UNANIMOUSLY 4/ -

Recommendation to Committee

Committee receives the Terms of Reference of the Arts Committee as per attachment 1.

Executive Summary

The purpose of this report is for the Committee to review its Terms of Reference.

Discussion/Overview

At the Special Council meeting on Tuesday 5 November, Council amended the Arts Committee's Terms of Reference. A copy of the amended Terms of Reference is provided at Attachment 1 – Arts Committee Terms of Reference October 2019.

The change to the Terms of Reference is that membership of the Arts Committee will now include the Mayor and four Councillors, being one from each ward. Previously, the Arts Committee included the Mayor and four Councillors, with no requirement in relation to wards. This change is consistent with the setup of all Council Committees, to provide equitable representation of all wards.

Key Relevant Previous Council Decisions

Nil.

Consultation

N/A

Budget/Financial Implications

Nil.

Conclusion

It is recommended that the Arts Committee accepts this information on its amended Terms of Reference.

8.1 Appointment of Community Members

Arts Committee	18 November 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll – Director Corporate & Strategy
Attachments	Nil.

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Smyth
Seconded – Councillor Hay

Committee Recommendation / Recommendation to Committee

That Council appoints Alexandria Thompson and Luke Hollyock as Community Members of the Arts Committee.

CARRIED UNANIMOUSLY 4/-

Executive Summary

This item is being presented to the Arts Committee to consider applications from community members wishing to be members of the Arts Committee. Should the Arts Committee support these applications, it must then make a recommendation to Council on the matter, as only Council can appoint members of a committee of Council.

Discussion/Overview

In October 2019, the City called for Expressions of Interest from community members interested in becoming members of the Arts Committee. This is consistent with the Arts Committee's Terms of Reference. Two Expressions of Interest were received, being from Alexandria Thompson and Luke Hollyock.

Both Alexandria and Luke have previously served as community representatives on the Arts Committee for four years. Both have interest and expertise in the arts, as required by the Terms of Reference. Both have contributed positively to the Arts Committee in the past. Luke and Alexandria are residents of the City of Nedlands and therefore meet the criteria outlined in the Terms of Reference to be voting members of the Arts Committee.

Key Relevant Previous Council Decisions

Nil.

Consultation

The CEO advertised in both local newspapers, calling for Expressions of Interest from community members with an interest and expertise in the arts and wishing to be members of the Arts Committee.

Budget/Financial Implications

Nil.

Conclusion

Given the positive contribution of both applicants, it is recommended that the Arts Committee recommend to Council the appointment of Alexandra Thompson and Luke Hollyock to the Arts Committee, as community representatives on the Arts Committee.

8.2 Installation of Artworks in Annie Dorrington Park.

Arts Committee	18 November 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll
Attachments	Nil.

Regulation 11(da) – Not Applicable – Recommendation Adopted.

Moved – Councillor Smyth
Seconded – Councilor Hodsdon

Committee Recommendation / Recommendation to Committee

That the Arts Committee receives this information.

CARRIED UNANIMOUSLY 4/-

Executive Summary

This item is being presented to the Arts Committee to provide a final update on the installation of the public artworks in Annie Dorrington Park, Mt Claremont.

Discussion/Overview

The artworks for Annie Dorrington Park will be installed in the near future. The date for installation is now 5 -12 December 2019.

All aspects of this major public artwork are expected to be completed in the near future. The work will be installed in the park in early December 2019. Additionally, all payments to do with the artwork, including the final payment to the artist and all costs to do with installation, are already committed and are expected to be paid out by then end of the 2019 calendar year. Finalising all payments related to this artwork will mean that most of the \$50,000 allocated to public art in the current financial year has been spent. Any further expenditure by the Arts Committee will need to be approved by Council.

Once the works are installed in Annie Dorrington Park, it is intended that there will be a combined launch of the works and opening of the park early in 2020.

Key Relevant Previous Council Decisions

Nil.

Consultation

N/A

Budget/Financial Implications

There are no budget implications of this report, since this report simply updates the Arts Committee on installation of the works. All budgetary expenditure on this artwork has been previously approved by Council.

Summary

Therefore, it is recommended that the Arts Committee receives this update on the completion of the artworks for Annie Dorrington Park.

8.3 Notice of Motion on Temporary Suspension of Arts Committee

Arts Committee	18 November 2019
Applicant	City of Nedlands
Employee Disclosure under section 5.70 Local Government Act 1995	Nil.
Director	Lorraine Driscoll
Attachments	Nil.

Regulation 11(da) – Not Applicable – Recommendation Adopted

Please note: The Manager Community Development apologised for incorrect information in the report below and provided the following correction: that there has been no Notice of Motion on suspension of the Arts Committee.

Moved – Cr Hodsdon
Seconded- Mayor de Lacy

Committee Recommendation / Recommendation to Committee

That the Arts Committee receives this information.

CARRIED UNANIMOUSLY 4/-

Executive Summary

This item is being presented to the Arts Committee to provide information on the upcoming Notice of Motion proposing the temporary suspension of the Arts Committee; and to provide Administration's response to the proposed Notice of Motion.

Discussion/Overview

On 26 November 2019, Mayor de Lacy will raise a Notice of Motion proposing temporary suspension of the Arts Committee.

Temporary suspension of the Arts Committee could be undertaken without any negative impact on the City's public art program. The current timing is opportune as the Arts Committee is at the stage of having finished one major public artwork and not yet made any major decisions about the next work.

Impact on Public Art Program

The Arts Committee could be temporarily suspended without any negative impact on Council's public art program. The Arts Committee's Terms of Reference are such that key decisions about public art – the nature of the work to be commissioned, expenditure and location – are all made by Council. The Arts Committee considers these matters and makes recommendation on them to Council, with Council making the final decision.

Therefore, if the Arts Committee were to be suspended, any such decisions could simply go directly to Council for consideration, rather than coming to Council via the Arts Committee. This would also have the advantage of expediting decision-making.

Timing

The Arts Committee has achieved a strong record in relation to the commissioning and purchasing of some significant public artworks in the City, since its inception. It has recommended to Council the purchase of two works from Sculptures by the Sea; and the commissioning of one work for a park in Mt Claremont. This commissioned work is the Arts Committee's most recent achievement.

The artwork commissioned for the Annie Dorrington Park in Mt Claremont will be installed in the near future. Having completed its decision-making about the Annie Dorrington Park artwork, the Arts Committee was in the earliest stages of considering its next public artwork. The first step for any public artwork is to identify the site. The Arts Committee has been considering two possible sites in Swanbourne but has not yet decided on a site. Therefore, this (potential) public art project is still in its very earliest stage, with no commitment having been undertaken.

If the Arts Committee is to be temporarily suspended, now is a good time for this to occur as decision-making for the Annie Dorrington Park project is complete; and the next (potential) project is not yet underway.

Focus on Strategic Priorities

Perhaps most importantly, the City's public art program now needs to be focus on its strategic priority. The City's new Local Planning Scheme now presents a unique opportunity to introduce a Percent for Art Scheme, should Council wish to do so. In essence, such a scheme would allow Council to require new non-residential developments over a certain value to spend a percentage of the cost of the development on public art. However, before Council can introduce such a scheme, it must have in place a Public Art Strategy.

Drafting this Public Art Strategy and presenting it to Council for consideration now needs to be the focus of the City's public art program. Should Council wish to adopt such strategy, it would then be integrated into the City's planning system. This approach has the potential to result in far greater expenditure on

public art in the City of Nedlands – with the artworks funded by developers - than it would be possible for Council alone to achieve through commissioning its own works. Percent for Art Schemes typically specify criteria for the selection of artworks that lead to high calibre artworks by recognised and awarded artists.

A temporary suspension of the Arts Committee will allow Administration to focus on presenting Council with a draft Public Art Strategy, as the initial statutory requirement for a Percent for Art Scheme, rather than on implementing the next Council-funded public artwork.

Key Relevant Previous Council Decisions

Nil.

Consultation

N/A

Budget/Financial Implications

In the current financial year, Council approved expenditure of \$50,000 on public art. \$39,000 of this amount has already been spent and a further \$7,800 is already committed, being the final payment to the artist for the Annie Dorrington Park artwork. Therefore, most of the \$50,000 allocated to public art in the current financial year has been spent or committed.

If the Arts Committee does continue to operate in the current financial year and it wishes to proceed with its next public artwork, then it would need to request approval from Council to spend unbudgeted funds, in order to undertake the next public art project. So, in this respect too, the timing is opportune the Arts Committee has already committed most of the funds approved by Council for expenditure on public art in the current financial year. And has not yet embarked on the next project, which would require further budget approval from Council.

Conclusion

Temporarily suspending the Arts Committee can be undertaken without any negative impact on the City's public art program. The public art program can continue, with significant decisions going directly to Council, rather than going firstly to the Arts Committee and then to Council. The expertise held by Councillors on the Arts Committee will, in any case, still be available on Council. If Council does decide to pause the work of the Arts Committee, now is a good time to do that, given the completion of the Annie Dorrington Park Artwork and the fact that the next public artwork has not been decided on or entered into. Pausing the work of the Committee will also allow the City to focus on the strategic opportunity presented by the LPS3, of considering the introduction of a Percent for Art Scheme.

8. Date of Next Meeting

The next meeting of the Arts Committee will be held on Monday 17 February 2020 at 5.30 pm.

Declaration of Closure

There being no further business, the Presiding Member declared the meeting closed at 6.41 pm.