



City of Nedlands

# ***Agenda***

## ***Arts Committee Meeting***

***21 March 2016***

### **ATTENTION**

This agenda has yet to be dealt with by the Arts Committee.

The Administration Recommendations, shown at the beginning of each item, have yet to be considered by the Arts Committee and are not to be interpreted as being the position of either the Arts Committee or Council.

The minutes of the meeting held to discuss this agenda should be read to ascertain the decision of the Arts Committee.

Before acting on any recommendation of the Arts Committee a check must also be made in the Ordinary Council Minutes following the Committee Meeting to ensure that Council did not make a decision at variance to the Committee Recommendation.

## **Table of Contents**

Declaration of Opening .....	3
Present and Apologies and Leave of Absence (Previously Approved) .....	3
1. Public Question Time .....	4
2. Public Address Session (only for items listed on the agenda).....	4
3. Disclosures of Financial Interest .....	4
4. Disclosures of Interests Affecting Impartiality.....	5
5. Declarations by Members That They Have Not Given Due Consideration to Papers.....	5
6. Confirmation of Minutes .....	5
7 Items for Discussion.....	5
7.1 Appointment of Community Members of Arts Committee.....	6
7.2 Nagal Pass Project Update.....	6
8. Date of next meeting.....	9
Declaration of Closure .....	9

## City of Nedlands

**Notice of a meeting of the Arts Committee to be held in the Council Chambers, 71 Stirling Highway, Nedlands on Monday 21 March 2016 at 5.30 pm.**

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Dear Committee Member

The next meeting of the Arts Committee will be held on Monday 21 March 2016 in the Council Chambers at 71 Stirling Highway, Nedlands at 5.30 pm. It is expected that the meeting will conclude at approximately 7 pm.

Marion Granich  
Manager Community Development  
17 March 2016

### Arts Committee Agenda

#### Declaration of Opening

The Presiding Member will declare the meeting open at 5.30 pm and will draw attention to the disclaimer below.

#### Present, Apologies and Leave of Absence (Previously Approved)

##### Committee Members

Councillor John Wetherall  
Councillor Tony James  
Councillor Ben Hodsdon  
Jo Ghirardi – (voting)  
Luke Hollyock – (voting)  
Felicity Millar – (voting)  
Kate Parking – (non-voting)  
Serena Anderson – (non-voting)

##### Observers

##### Staff

Rachel Birighitti  
Tresillian Arts Centre Coordinator

##### Leave of Absence

Councillor Nikola Horley

##### Apologies

His Worship the Mayor Max Hipkins  
Marion Granich  
Manger Community Development

## **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. Public Question Time**

A member of the public wishing to ask a question should register that interest by notification in writing to the CEO in advance, setting out the text or substance of the question. Questions tabled at the meeting may be unable to be answered due to the requirement for technical research and will therefore be answered direct afterwards.

Questions must relate to a matter contained within the agenda of this meeting.

### **2. Public Address Session (only for items listed on the agenda)**

Addresses by members of the public who have completed Public Address Session Forms will be invited to be made at this point.

### **3. Disclosures of Financial Interest**

The Presiding Member to remind Councillors, Committee Members 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.

*A declaration under this section requires that the nature of the interest must be disclosed. Consequently a member who has made a declaration must not preside, participate in, or be present during any discussion or decision making procedure relating to the matter the subject of the declaration.*

*However, other members may allow participation of the declarant if the member further discloses the extent of the interest. Any such declarant who wishes to participate in the meeting on the matter, shall leave the meeting, after making their declaration and request to participate, while other members consider and decide upon whether the interest is trivial or insignificant or is common to a significant number of electors or ratepayers.*

#### **4. Disclosures of Interests Affecting Impartiality**

The Presiding Member to remind Councillors, Committee Members and Staff of the requirements of Council's Code of Conduct in accordance with Section 5.103 of the Local Government Act.

Committee members and staff are required, in addition to declaring any financial interests to declare any interest that may affect their impartiality in considering a matter. This declaration does not restrict any right to participate in or be present during the decision-making procedure.

The following pro forma declaration is provided to assist in making the disclosure.

"With regard to ..... the matter in item x..... I disclose that I have an association with the applicant (or person seeking a decision). As a consequence, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits and vote accordingly."

The member or employee is encouraged to disclose the nature of the association.

#### **5. Declarations by Members That They Have Not Given Due Consideration to Papers**

Members who have not read the business papers to make declarations at this point.

#### **6. Confirmation of Minutes**

**Recommendation to Committee:**

**That the minutes of the Arts Committee meeting of 14 December 2015 are accepted as a true and correct record of that meeting.**

**Moved:**

**Seconded:**

**CARRIED:**

#### **7. Items for Discussion**

NOTE: Regulation 11(da) of the Local Government (Administration) Regulations 1996 requires written reasons for each decision made at the meeting that is significantly different from the relevant written recommendation of a committee or an employee as defined in section 5.70 (but not a decision to only note the matter or to return the recommendation for further consideration).

## 7.1

### **Recommendation to Arts Committee:**

**That the Arts Committee welcomes the Kate Parker, Jo Ghirardi, Serena Anderson, Luke Hollyock and Felicity Millar as community representatives on the Arts Committee.**

**Moved:**

**Seconded:**

**CARRIED:**

The Arts Committee consists of:

- 5 Councillors (being the Mayor plus Councillors Horley, Wetherall, James and Hodsdon);
- 3 community representatives who are voting members (being Jo Ghirardi, Luke Hollyock and Felicity Millar; and
- 2 community representatives who are non-voting members (being Kate Parker and Serena Anderson).

The Mayor and Councillors are voting members of the Arts Committee. The reason that some community representatives of the Committee are voting members and others are non-voting members is based on City of Nedlands residency. The Arts Committee's Terms of Reference provide for community members who live within the City of Nedlands to be voting members of the Committee; and for community members who live outside the City of Nedlands to be non-voting members of the Committee.

While the original intention of having community representatives on the Arts Committee was to involve City of Nedlands residents in decisions about public art, Council amended the Arts Committee's Terms of Reference to allow for non-City of Nedlands residents to participate in a non-voting capacity, in order to allow the involvement of interested community members from other local government areas. In this capacity, the Arts Committee welcomes continuing member Kate Parker, who has already contributed to the work of the Committee; and Serena Anderson for her interest and capacity to contribute to the Committee in future.

The Arts Committee also welcomes the three community representatives who are City of Nedlands residents – Jo Ghirardi, Luke Hollyock and Felicity Millar – and thanks continuing member Luke Hollyock, who has already contributed to the work of the Committee.

Voting membership of the Arts Committee consists of 8 individuals. The Terms of Reference state that a quorum is 50% of the voting membership and therefore a

quorum consists of 4 voting members.

## 7.2

### **Recommendation to Arts Committee:**

**That the Arts Committee receives the following update on the progress of the Nagal Pass artwork.**

**Moved:**

**Seconded:**

**CARRIED:**

Leanne Bray is the artist who has been selected by the Arts Committee and appointed by Council to develop an artwork for the Nagal Pass site. (Further information on the artwork is provided at Attachment 1 – Nagal Pass Artwork Design Documentation.)

The Council decision appointing Ms Bray also provided delegated authority to the City's CEO to enter into an appropriate contract with her. Ms Bray accepted all aspects of the draft contract, including the time-frames for production of the work. The contract between the City and Ms Bray has been signed by both parties.

Following the signing of the contract, Ms Bray then completed all of the key subsequent requirements of the contract, including:

- further consultation of the Arts Committee
- development of a completed design for the artwork
- completion of appropriate development documentation
- submission of the completed design and development documentation to the City.

Ms Bray completed each of the steps listed above within the time-frames listed in the contract. However, there has been a delay to the project as a whole, hinging on approval of the design documentation by the technical consultants appointed by the City. This technical approval has now been achieved.

Provided below is a list of key tasks and time-frames for the development, fabrication and installation of the artwork. This extract from the contract between the City and the artists shows both the original agreed date for each key task; and the revised dates (highlighted in green).

Table 1: Key Tasks and Time-frames for Nagal Pass Artwork

Progress Item Number	Progress Item Name	Progress Item Due Date
1.	Commencement of the design development and documentation of the Artwork. Stage 1.	The 13 day of November 2015. <b>Completed</b>
2.	Submission of completed design development documentation of the Artwork.	The 11 day of December 2015. <b>Completed</b>
3.	Commencement of the fabrication of the Artwork. Stage 2.	The 15 day of January 2016. <b>Approved extension – The 14 day of March 2016</b>
4.	When the Artwork is 50% completed, as assessed by the Principal.	The 26 day of February 2016. <b>TBC</b>
5.	When the Artwork is 100% completed.	The 8 day of April 2016. <b>TBC</b>
6.	When the Artwork is installed on Site and delivery of the Maintenance Manual. (“ <b>Completion Date</b> ”)	The 22 day of April 2016. <b>Approved extension – The 6 day of May 2016</b>
7.	Submission of the Project Record to the Art-Coordinator.	The 29 day of April 2016. <b>TBC</b>

Given that the design and documentation of the artwork has now been approved by the technical consultant, fabrication of the work is already underway. It is expected the installation of the work on the Nagal Pass site will be completed by Friday 6 May 2016.

**8. Date of Next Meeting**

**The next Arts Committee meeting will be held on 5.30 pm on Monday 18 April 2016.**

**Declaration of Closure**

There being no further business, the Presiding Member will declare the meeting closed.

MARION GRANICH  
MANAGER COMMUNITY DEVELOPMENT