



City of Richmond

Report to Committee


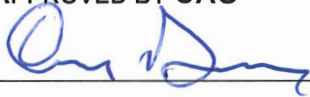
To: General Purposes Committee **Date:** September 17, 2019
From: Marie Fenwick **File:** 11-7000-00/Vol 01
Director, Arts, Culture and Heritage Services
Re: **Local Art Plans, Vision and Themes, Opportunities for Young and Emerging Artists and Council Approval of Private Development Public Art and Developer Contributions – New Policy**

As per Council direction, as outlined in the report titled, “Local Art Plans, Vision and Themes, Opportunities for Young and Emerging Artists and Council Approval of Private Development Public Art and Developer Contributions – New Policy” from the Director, Arts, Culture and Heritage Services dated September 17, 2019:

1. a new Public Art Program Policy (Attachment 7) be adopted, which includes per Council direction:
 - Council approval for all new Public Art plans and projects generated through the Public Art Program on private as well as City-controlled property; and
 - Council approval for the allocation of voluntary developer contributions to provide public art, contribute to the Public Art and Arts Facilities Programs Reserve Fund, or a combination of the two.
2. a new Public Art and Arts Facilities Programs Reserve Fund be established to receive funds under the new policy;
3. the Public Art Program Administrative Procedures Manual be updated to reflect these policy and procedural changes; and
4. the new Public Art Program Policy applies to Private Development applications submitted to the City after the date of Council approval of the new Policy.

Marie Fenwick
Director, Arts, Culture and Heritage Services
(604-276-4288)

Att. 7

REPORT CONCURRENCE		
ROUTED TO:	CONCURRENCE	CONCURRENCE OF GENERAL MANAGER
Policy Planning Development Applications Law Finance Department Purchasing	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	
REVIEWED BY STAFF REPORT / AGENDA REVIEW SUBCOMMITTEE	INITIALS: CS	APPROVED BY CAO 

Staff Report

Origin

On July 2, 2019 at the General Purposes Committee meeting, Council made the following referral:

“Council Approval of Private Development Public Art and Developer Contributions – New Policy” from the Senior Manager, Arts, Culture and Heritage Services dated May 24, 2019 be referred back to staff for more information on:

- *local art plans;*
- *suggestions in terms of vision and themes for art in the city such as heritage, history, culture and harmony;*
- *opportunities for young and emerging artists; and*
- *earlier reference to Council regarding public art on private property.*

The purpose of this report is to respond to this referral.

This report supports Council’s Strategic Plan 2018-2022 Strategy #3 One Community Together:

Vibrant and diverse arts and cultural activities and opportunities for community engagement and connection.

This report supports Council’s Strategic Plan 2018-2022 Strategy #4 An Active and Thriving Richmond:

An active and thriving community characterized by diverse social and wellness programs, services and spaces that foster health and well-being for all.

Background

At the General Purposes Committee meeting on July 2, 2019, staff responded to a June 18, 2018 referral to direct staff to add a policy in which Council has the discretion to a) approve or refuse artwork on public or private property, b) recommend allocating equivalent funds for other projects and c) consider restrictions to local artists.

Staff presented a proposed new Public Art Policy, which gives authority to Council to approve public art plans and projects generated through the Public Art Program on private as well as on City property. The new Policy would also give Council authority to allocate public art voluntary developer contributions to other programs such as arts facilities. Council already has the authority to restrict participation to local artists at the Terms of Reference stage, so in this case, there were no proposed changes to the current Policy regarding local artist restriction.

Analysis

Local Art Plans, and Vision and Themes for Public Art

In the July 2, 2019 referral, staff was directed to provide suggestions in terms of vision and themes for public art in Richmond such as heritage, history, culture and harmony and to provide information about local art plans.

The themes of heritage, history, culture and harmony are already fundamental to the overall intent of the Public Art Program as described in the current Policy (Attachment 1, Item 1.2) which specifically identifies the Program's capacity to "spark community participation..., celebrate community history, identity, achievements and aspirations [and] engage citizens to take pride in cultural expression..."

All artist calls and selection processes take these themes into consideration, in accordance with the current Policy.

In addition to the current Policy's over-arching intent and goals, there are local Public Art Plans that guide the commissioning of artworks within certain neighbourhood boundaries. To date, the following area-specific Public Art Plans and themes have been endorsed by Council:

City Centre Public Art Plan: "Richmond: Yesterday, Today and Tomorrow" has been the thematic construct within which artists have worked since it was endorsed in 2011. The themes in the City Centre Public Art Plan are further outlined as follows:

- Honouring Yesterday: Richmond's past has many faces. These faces are what make Richmond unique and provide visitors with an understanding of Richmond's history and how immigration has shaped the diversity of our unique City.
- Celebrating Today: A city in transition with shifting demographics paired with rapid development and growth have given Richmond an exciting new profile. Still praised for its rich soil and abundant waters, Richmond is also developing as a cultural destination.
- Building Tomorrow: Richmond is a "world class" urban centre that enhances quality of life, embraces the principles of sustainable living and provides opportunities to take pleasure in public life and celebrate its unique heritage and culture.

Capstan Village Public Art Plan: Within the City Centre, the Capstan Village Area Public Art Plan (endorsed 2018) has a thematic framework called "A Waterfront Arts District: Geography, History and Culture" with specific themes outlined as follows:

- Arts and Geography: Public art can promote and foster environmental stewardship and awareness in consideration of the unique geography and ecology of the Capstan area.

- Arts and History: Public art that responds to the agricultural and industrial heritage of the Capstan area can contribute to a sense of place and foster civic pride with artworks that will facilitate dialogue and interest among residents and visitors.
- Arts and Culture: Capstan Village is characterized by an ethnically diverse and growing population contributing to the cultural fabric of this growing city. Public art in a variety of forms will inspire participation and dialogue, as well as enrich broad community connectivity essential for a healthy City.

Alexandra Neighbourhood Public Art Plan: Within the City Centre, the Alexandra Neighbourhood Public Art Plan (endorsed 2013) has a thematic framework called “Connectivity: Ecology, Infrastructure and History” with specific themes outlined as follows:

- Connecting Ecology: Public art can play an integral part in bringing awareness to the importance of ecological connections and addressing the sensitive nature and challenges of designing with ecosystems in mind.
- Connecting Infrastructure: Richmond is building a sustainable City through innovative infrastructure initiatives in the development of residential neighbourhoods, such as the Alexandra District Energy Utility.
- Connecting History: History includes telling the story of the land, from geologic times to the present, as well as the story of human settlement, farming and cultures that have inhabited the neighbourhood.

A Steveston Village Public Art Plan is currently under development.

Opportunities for Young and Emerging Artists

In the July 2, 2019 referral, staff was directed to provide more information on opportunities for young and emerging artists in the current Richmond Public Art Program. All Richmond Public Art artist calls are open and many are particularly attractive to and appropriate for emerging artists of all ages. These include programs such as Engaging Artists in the Community Program, No. 3 Road Art Columns Program, Art Wrap Program Artist Roster, Canada 150 Access Covers and Richmond Mural Program which attract artists of all backgrounds including those in the early stages of their practice.

Periodically, the Public Art Program offers opportunities that are specifically targeted at young and emerging artists. Current artist calls include the second annual Capture Photography Festival Canada Line Public Art Project, “Mentorship and Exhibition Opportunity for Musqueam Emerging Artists.” The selected artist or artist collective will work with an established Indigenous artist in the development of a large-scale photo installation at Lansdowne Canada Line Station in 2020.

Previous Public Art opportunities that have specifically targeted emerging artists include:

- *Layers* by Christian Huizenga (2016): The fence design installation in West Cambie was the outcome of an innovative educational partnership between Emily Carr University of Art + Design, Ampri Group, Stantec and the City of Richmond that provided students with training and experience in the field of public art.
- *Fluvial Fan* (2017): The pop-up garden installation installed at Richmond City Hall as part of the Canada 150 Celebrations was composed of more than 4,700 plants and 14 species native to British Columbia. The garden was designed by Landscape Architecture students from the University of British Columbia.
- *Migration No. 3 Road Art Column Exhibition 12* (2018): Two professional artists mentored four emerging Richmond artists to produce artwork that considered the theme of migration, cultural iconography, language and food.

Additional programs and opportunities for young and emerging artists can be added at any time within the current Public Art Policy; therefore, staff do not recommend changes to the current Policy.

Previous Referral Regarding Public Art on Private Property

In the staff report titled “Council Approval of Private Development Public Art and Developer Contributions – New Policy” presented at the July 2, 2019 General Purposes Committee Meeting, the following Public Art Program Policy changes were proposed, at the direction of Council:

Council Approval (Attachment 2)

This proposed policy change gives Council the authority to approve or refuse public artworks that are commissioned through the development applications process. Attachment 3 shows the current typical two-stage process for the selection and approval of public art. In the proposed revised process (indicated in red), Council would have authority to approve or reject artwork at both the initial phase where the Terms of Reference are set, as well as at the final stage after an artwork concept has been selected.

Allocation of Developer Contributions (Attachment 4)

This policy change has two parts:

1. The parameters of the Public Art Program Reserve Fund would be changed so that those funds may be directed to a range of programs that includes arts facilities. This will necessitate the creation of a new Public Art and Arts Facilities Programs Reserve Fund to receive funds under the new policy.

2. Council would have the authority to approve (or reject) the direction of voluntary developer contributions. In cases where the developer prefers to direct contributions to the creation of public art, this will necessitate a staff report seeking Council approval prior to the proposed development being forwarded to Planning Committee or Development Permit Panel. Attachments 5 and 6 provide diagrams to describe the current and proposed approval processes.

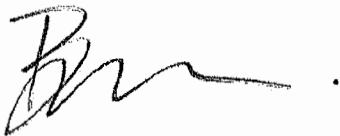
The Draft Public Art Program Policy in Attachment 7 indicates the above proposed changes in red.

Financial Implications

At this time, staff are unable to quantify the financial impact with respect to the new Public Art Program Policy. However, the changes are expected to require additional resources for overall program administration, including oversight, communications and reports to Council.

Conclusion

The process for selecting art for private development public art projects has been guided by the Public Art Program Policy for more than 20 years. Richmond City Council, staff and community members have important roles in the administration of the process. Additional measures proposed to improve the flow of information to Council will aid Council in formulating broad policy goals in realizing the vision for Richmond to be the most appealing, livable and well-managed community in Canada.



Biliana Velkova
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- Att. 1: Policy 8703 - Public Art Program
- 2: Council Approval Policy
 - 3: Public Art Selection and Approvals Process
 - 4: Allocation of Developer Contributions
 - 5: Existing Process - Allocation of Private Developer Public Art Contributions
 - 6: Proposed Process - Allocation of Private Developer Public Art Contributions
 - 7: Draft Public Art Program Policy - Proposed Replacement



Page 1 of 7

Adopted by Council: July 27, 2010

Policy 8703

File Ref: 7000-00

Public Art Program

Policy 8703:

It is Council policy that:

CONTENTS

- 1. APPLICATION AND INTENT 2
- 2. PROGRAM GOALS 2
- 3. PROGRAM OBJECTIVES 2
- 4. ADMINISTRATIVE PROCEDURES 3
- 5. CIVIC PUBLIC ART PROGRAM 3
- 6. PRIVATE DEVELOPMENT PUBLIC ART PROGRAM 5
- 7. COMMUNITY PUBLIC ART PROGRAM 7
- 8. PUBLIC ART ADVISORY COMMITTEE 7



RICHMOND PUBLIC ART PROGRAM

1. APPLICATION AND INTENT

- 1.1 **Public art** is defined as artwork in the public realm, which is accessible physically or visually to the public and possesses aesthetic qualities. Public Realm includes the places and spaces, such as building facades, parks, public open spaces and streets, which provide physical or visual access to the general public.
- 1.2 **Public Art Program:** Public art animates the built and natural environment with meaning, contributing to a vibrant city in which to live and visit. By placing artwork in our everyday environment, the Public Art Program sparks community participation in the building of our public spaces, offers public access to ideas generated by contemporary art, celebrates community history, identity, achievements and aspirations, encourages citizens to take pride in community cultural expression and creates a forum to address relevant themes and issues of interest and concern to Richmond's citizens.

2. PROGRAM GOALS

- 2.1 The Public Art Program strives to:
- a) **Spark community participation** in the building of our public spaces, encouraging citizens to take pride in public cultural expression;
 - b) **Provide leadership in public art planning** through civic, private developer, community and other public interest initiatives to develop the City's cultural uniqueness, profile and support of the arts;
 - c) **Complement and/or develop the character of Richmond's diverse neighbourhoods** to create distinctive public spaces, which enhance the sense of community, place and civic pride;
 - d) **Increase public awareness**, understanding, and enjoyment of the arts in everyday life, and provide equitable and accessible opportunities for Richmond's diverse community to experience public art;
 - e) **Encourage public dialogue** about art and issues of interest and concern to Richmond residents; and
 - f) **Encourage public art projects that work towards achieving a more sustainable community**, environmentally, economically, socially and culturally.

3. PROGRAM OBJECTIVES

- 3.1 The objectives of the Public Art Program are:
- a) **Increase opportunities for the community and artists** to participate in the design of the public realm;
 - b) **Develop original site-specific works of art** in order to contribute to cultural vibrancy;
 - c) **Select art through an arms'-length process** incorporating professional advice and community input that ensures the quality of art and its relevance to the community and site;



Page 3 of 7	Adopted by Council: July 27, 2010	Policy 8703
File Ref: 7000-00	Public Art Program	

- d) **Ensure that a public and transparent** process is maintained to develop and accept public art;
- e) **Enter into partnerships** with private and public organizations to further public art in the City; and,
- f) **Ensure that public art, and the environs of that art, are maintained** in a manner that will allow for continued public access to, and enjoyment of, these artworks in appropriate settings.

3.2 The Public Art Program will maintain a continuous, consistent and affordable funding mechanism to support the City's commitment to public art.

4. ADMINISTRATIVE PROCEDURES

- 4.1 Council approval is required for all public art plans and projects on City controlled property.
- 4.2 The City will develop administrative procedures relating to the management of projects, including: selection processes, developer contributions, donation and de-accession guidelines, site considerations, documentation and maintenance (the "Public Art Program Administrative Procedures Manual").
- 4.3 The City will maintain a Public Art Program Reserve to hold public art allocations from both public and private sources for capital expenses.
- 4.4 The City will maintain a Public Art Program Operating Provision to hold public art allocations from private sources for operating expenses relating to the administration of the Public Art Program.

5. CIVIC PUBLIC ART PROGRAM

5.1 General

- 5.1.1 The City's policy is to provide leadership in public art by incorporating public art, at the planning stages, into the development or renovation of civic infrastructure, buildings, parks and bridges, and to encourage collaboration between the Public Art Advisory Committee, City staff, artists, engineers, design professionals and the community to enrich such projects.
- 5.1.2 The priority for civic public art projects will be to fully integrate the artwork into the planning, design and construction of civic works and to select and commission an artist to work as a member of the project consultant design team, in order to maximize opportunities for artistic expression and minimize material and construction costs.

5.2 Project Identification

- 5.2.1 The City will identify and prioritise specific areas within the City and types of capital projects appropriate for the inclusion of public art. Applicable projects include:
 - a) New building construction;
 - b) Major additions or renovations to existing buildings;
 - c) Park development projects;
 - d) Environmental programs; and
 - e) New engineering structures.



5.2.2 Projects appropriate for consideration should:

- a) Have a high degree of prominence, public use and/or public realm impact;
- b) Achieve or enhance project objectives or other City objectives (e.g. beautification, liveability, multiculturalism, sustainability, cultural or environmental interpretations);
- c) Promote opportunities for meaningful community participation; and/or
- d) Complement existing public artworks or public amenities in the local area, and/or fulfil a need identified in that community.

5.2.3 The City will undertake artist-initiated public art projects from time to time. Artists will be invited to submit proposals for concepts and locations of their own choosing, and may be asked to respond to a specific topic of community interest or importance.

5.3 Funding

5.3.1 Each year, the City will commit an amount of funds equivalent to a minimum of 1% of each Capital Project Budget, to the planning, design, fabrication and installation of public art, provided that:

- a) Capital projects for equipment and land acquisition are exempt;
- b) Infrastructure utilities projects - water supply and sewerage - which are funded solely from restricted sources, are exempt; and
- c) For eligible projects, allocations are based on the construction costs of capital projects, and exclude soft costs (i.e., administration, professional and legal fees, furnishings, and permit fees).

5.4 Donations and/or Gifts of Artwork(s)

5.4.1 Private donations or gifts of artworks may be accepted into the City's public art collection, provided that:

- a) The artworks are assessed on their artistic, environmental, cultural, historical and social merits before being accepted into the City's public art inventory;
- b) A suitable site can be identified; and
- c) Funds are made available for the ongoing maintenance and conservation of the artwork.

5.5 Purchase Pre-Existing Artwork

5.5.1 The City may add to its public art inventory by purchasing pre-existing works of art from time to time.

5.6 De-accession

5.6.1 De-accession is defined as any actions or set of procedures that result in the cessation by the City of its ownership and possession of works of art installed in public places, through sale, exchange, gift or any other means.

5.6.2 Provided that the de-accession of the artwork is not contrary to the terms on which it was received by the City, the City may de-accession artworks from the City's inventory when necessary:

- a) Through a considered public review and assessment process;
- b) If the de-accession of the artwork is evaluated on a case by case basis; and



- c) If the de-accession of the artwork is endorsed by Council.

6. PRIVATE DEVELOPMENT PUBLIC ART PROGRAM

6.1 General

The City's policy is to encourage the private sector to support the integration of public artworks in the community during the rezoning and development permit processes, and the collaboration of artists, design professionals and the community in the design of that art.

6.2 Project Identification

6.2.1 Applicable projects include new building construction, major additions or renovations to existing buildings, as follows:

- a) For residential uses containing 10 or more units; and
- b) For non-residential uses with a total floor area of 2,000 m² (21,530 ft²) or greater.

6.2.2 The following uses or occupancies of all or part of a development or building are exempt from contributing to the Public Art Program:

- a) Community Amenity Space, Community Care Facility, Congregate Housing, Child Care, Health Services, Education and related uses as defined under the Richmond Zoning Bylaw, as amended from time to time;
- b) Purpose-built non-market rental and subsidized social housing projects and/or units secured through the City's Affordable Housing Strategy; and

6.2.3 Public art should be sited in locations that meet the following criteria:

- a) Visibility and accessibility (as appropriate to the art work) for pedestrians and/or motorists;
- b) Proximity to high pedestrian activity areas, e.g. active retail areas, transit stops (especially those serving high ridership routes), places of public gathering, public open spaces and recognized pedestrian routes;
- c) Opportunities to expand on existing or future public artworks as part of an existing or proposed multi-artwork public art plan; and/or
- d) Places of special heritage or community significance.

6.3 Funding

6.3.1 The public art contribution rate for private sector public art projects is an amount equivalent to a minimum value of 0.5% of the estimated total project construction cost:

- a) Contributions are based on construction costs and exclude soft costs (i.e., administration, professional and legal fees, furnishings, development cost charges, and permit fees);
- b) For the purpose of calculating public art contributions for private development, only floor areas that make up the calculation of density as set out under the Richmond Zoning Bylaw, as amended from time to time, are included;
- c) Floor areas for uses set-out under 6.2.2, above, are excluded; and
- d) This contribution funds the planning, design, fabrication and installation of public art.



- 6.3.2 The City will issue guidelines for calculating the public art contribution based on building types and annual Consumer Price Index adjustments.
- 6.3.3 The public art contribution rate will be reviewed periodically by Council.
- 6.3.4 For public art project contributions that are less than \$40,000, a cash contribution is to be made to the City's Public Art Reserve, for city-wide public art programs.
- 6.3.5 For public art contributions over \$40,000, the developer may choose one of the following three options:
 - a) A monetary contribution to the City's Public Art Program Reserve; or
 - b) The developer may provide public artwork of a value equal to the public art contribution for the project, provided the artwork complies with this Public Art Program Policy and the Public Art Program Administrative Procedures Manual; or
 - c) The developer may negotiate a split of its contribution between both i) a monetary contribution to the Public Art Program Reserve; and ii) provision of artwork, provided the combined value of the monetary contribution and the artwork is equal to or greater than the project's public art contribution.
- 6.3.6 Where the developer chooses to provide artwork, either on their development site or on a City controlled property:
 - a) A minimum of 85% of the public art contribution will be allocated to the creation of the artwork;
 - b) Where the City manages the public art selection process, 15% of the developer's public art contribution will be dedicated to the City's Public Art Program Operating Provision to support and sustain the management, administration and promotion of the Public Art Program;
 - c) Where the developer engages an independent Public Art Consultant to manage the public art selection process, 5% of the developer's public art contribution will be dedicated to the City's Public Art Program operating budget and Operating Provision to support and sustain the management, administration and promotion of the Public Art Program and a maximum of 10% of the public art budget may be directed towards the consultant fees;
 - d) Where located on City controlled land, the artwork will become the property of the City;
 - e) Where located on private land, the artwork must remain accessible at no cost to the public and be maintained in good repair for the life of the development, and not be removed or relocated except with the prior written consent of the City; and
 - f) In the event the artwork is damaged beyond repair, or becomes ineffective for reasons other than the owner's failure to maintain it, or in the event the work becomes an unreasonable burden to maintain, application to allow its removal or relocation may be made to the City.
- 6.3.8 The following are ineligible expense items for the private sector public art contributions:
 - a) Maintenance costs for artwork(s);
 - b) Artwork not provided in accordance with the City's Public Art Program; and
 - c) Costs not directly related to selecting, designing, fabricating or installing the artwork(s).



7. COMMUNITY PUBLIC ART PROGRAM

7.1 General

7.1.1 The Richmond Community Public Art Program supports art projects between community groups and artists of all disciplines. Artists and communities working collaboratively can explore issues, ideas and concerns, voice community identity, express historical and cultural spirit and create dialogue through art.

7.1.2 The end product need not be a permanent work of art but should leave a legacy for the general public. The project could include:

- a) A public event such as an exhibition, performance, play, concert, reading or dance; or
- b) Documentary artworks such as books and videos; or
- c) Electronic media.

7.2 Project Identification

7.2.1 Projects proposed must be publicly accessible and located or performed on public property such as City-owned or controlled parks, boulevards, and buildings. Sites owned or controlled by the Federal or Provincial governments will also be considered.

7.2.2 Projects should demonstrate the support of the local community and document significant community involvement of a sizable number of people.

7.2.3 Projects should demonstrate the capacity to be undertaken and completed within an approved time frame.

7.3 Funding

7.3.1 Community public art projects will be funded in part or in whole from the Public Art Program Reserve.

7.3.2 Community partners should investigate or provide matching funds where possible, or contribute an equivalent amount through time/participation, labour, materials or contributions in-kind.

7.3.3 The final artwork, if any, will become the property of the City, unless the City agrees otherwise

8. PUBLIC ART ADVISORY COMMITTEE

8.1 Mandate

8.1.2 The "Richmond Public Art Advisory Committee" is a Council-appointed volunteer advisory committee that provides input on public art policy, planning, education and promotion.

8.2 Role

8.2.1 The Committee provides informed comment to City Council through staff on the implementation of the Public Art Program through civic, private development and community public art initiatives.

8.2.2 The Committee acts as a resource on public art to City Council, staff, residents and developers of land and projects within the City of Richmond.

8.2.3 The Committee's terms of reference are outlined in the *Richmond Public Art Advisory Committee Terms of Reference*.

ATTACHMENT 2

Content from “Council Approval of Private Development Public Art and Developer Contributions – New Policy” report dated May 24, 2019

1. Council Approval Policy

Background

The intent of the Public Art Program is to animate the built and natural environment with meaning, contributing to a vibrant city in which to live, work and visit. By placing artwork in our everyday environment, the Public Art Program sparks community participation in the building of our public spaces, celebrates community history, identity, achievements and aspirations, encourages citizens to take pride in community cultural expression, offers public access to ideas generated by contemporary art, and creates a forum to address relevant themes and issues of interest and concern to Richmond’s citizens.

In the Richmond Official Community Plan, section 4.0 Vibrant Cities and section 14.0 Development Permit Guidelines, Public Art is identified as having an important role in community building based on a development standard to be applied across the entire city with the aim of achieving high standards of urban design and public amenity. In particular, the purpose of these policies is to “promote and facilitate the integration of public art throughout Richmond that expresses the ideas of artists and the community and create opportunities to participate in the design, look and feel of Richmond.”

The goals of the Public Art Program are summarized as follows:

- Spark community participation;
- Provide leadership in public art planning;
- Complement and develop the character of Richmond’s diverse neighbourhoods;
- Increase public awareness, understanding and enjoyment of the arts in everyday life;
- Encourage public dialogue about art; and
- Encourage public art projects that work towards achieving a more sustainable community.

The Program Objectives, as updated in 2010, are based on Richmond’s experience with the program since the program initiation in 1997, research on other public art programs and best practices in public art implementation. Objectives of the Public Art Program are summarized as follows:

- Increase opportunities for the community and artists to participate;
- Develop original site-specific works of art;
- Select art through an arms-length professional process;
- Ensure that public art is developed through a public and transparent process;
- Enter into partnerships with private and public organizations;
- Ensure that public art and the environs of that art are maintained; and

- Maintain a continuous, consistent and affordable funding mechanism to support the City's commitment to public art.

Moreover, Public Art is appreciated by Richmond residents; in the recent public engagement survey for the development of the Richmond Arts Strategy, respondents cited Public Art, along with cultural diversity, and natural and cultural heritage as key points of pride in the Richmond's cultural scene.

The current Public Art Program Policy encourages developers to integrate public art in their developments and works in tandem with development applications to encourage a more livable, community minded and connected city and provide for a sustainable, non-taxpayer funding source. This City/developer partnership is unique to Public Art and differentiates it from other Arts and Culture programs and activities delivered by the City through Arts Services.

Analysis

Public Art Selection and Approval Process

Whether the artwork is for a City-owned site or private property, the Public Art Program depends on a rigorous selection process. This process is based on best professional practices to maintain an open and transparent process with arms-length advisory committees and selection panels composed of artists, art professionals and community representatives. The evaluation process considers both the artistic merit of the artwork and its technical considerations including safety, structural integrity, budget and maintenance. The work must also be relevant to the project-specific goals set in its terms of reference and appropriate to its location.

For a typical large-scale physical artwork, using a two-stage selection process, the selection takes approximately four months from the creation of the Artist Call/Terms of Reference to the selection of the artist and art concept and typically costs between \$5,000 and \$15,000 (these costs are included in each artwork's budget). By the time the selected concept is presented to Council for final approval, the work has been vetted through a multi-phase selection process, involving a wide range of staff/technical advisors, community stakeholders, the Richmond Public Art Advisory Committee (RPAAC), art professionals and artists.

To reduce the perception of conflict of interest, the Public Art Program Policy states that an artist selection panel shall not include any person from RPAAC, City of Richmond staff, City Council, or their respective partners, employees or families. This arms-length approach to the selection of public art, which is supported by City guidelines, a Council-appointed advisory committee and professional and public consultation processes, is intended to ensure that the process is both conscientious and community-involved in order that Council members can be confident that artworks are selected on the basis of merit, not individual taste or favouritism.

Proposed Replacement of Public Art Program Policy

The Public Art Program Policy, as updated in 2010, has one reference to Council approvals:

4.1 Council approval is required for all public art plans and projects on City controlled property.

For artwork commissioned for private property, Council approval is currently not sought. As directed by the Council referral of June 18, 2018, the proposed Policy revision would be as follows:

4.1 Council approval is required for all public art plans and projects on City controlled property and private property when generated through the Public Art Program.

Proposed Policy Change Implications

Council will approve the recommendation of the selection panel for artwork on private property. This can be achieved by considering the opinions and recommendations of the selection panel, staff review and public comments through RPAAC or otherwise; for example, Council may review a summary of the selection panel's comments.

This Policy change will have the following implications:

- Community members may be reluctant to serve on selection panels and advisory committees if there is a perception that their recommendations, reached after lengthy and thoughtful deliberations, will be overturned by Council;
- Additional staff resources may be required to prepare and present additional reports to Council with proposed Private Development Public Art Plans and selected artist concept proposals;
- If Council rejects a proposed artwork, there will be delays and increased costs related to a repeated selection process resulting in less money available for the final artwork;
- The development community may be unwilling to assume the risk (both financial and scheduling) that public art plans and/or artwork will be rejected and, therefore, choose not to integrate public art in their developments through the Public Art Program; and
- Council may be subject to public criticism for the selection of public art. The merit and evaluation of public art is highly subjective and changes over time. As such, the process of using an arm's length selection panel is widely considered to be best practice in the field of public art to ensure public art that is diverse, appeals to multiple audiences and reflects changing art practices.

Proposed Procedural Revisions

This Policy change will have implications on timing for approvals, costs for the selection process, artist participation and participation of the development community. To address these implications, and to ensure Council has sufficient information and background to support a successful approval, it is recommended that Council be engaged at additional steps throughout the selection process, including:

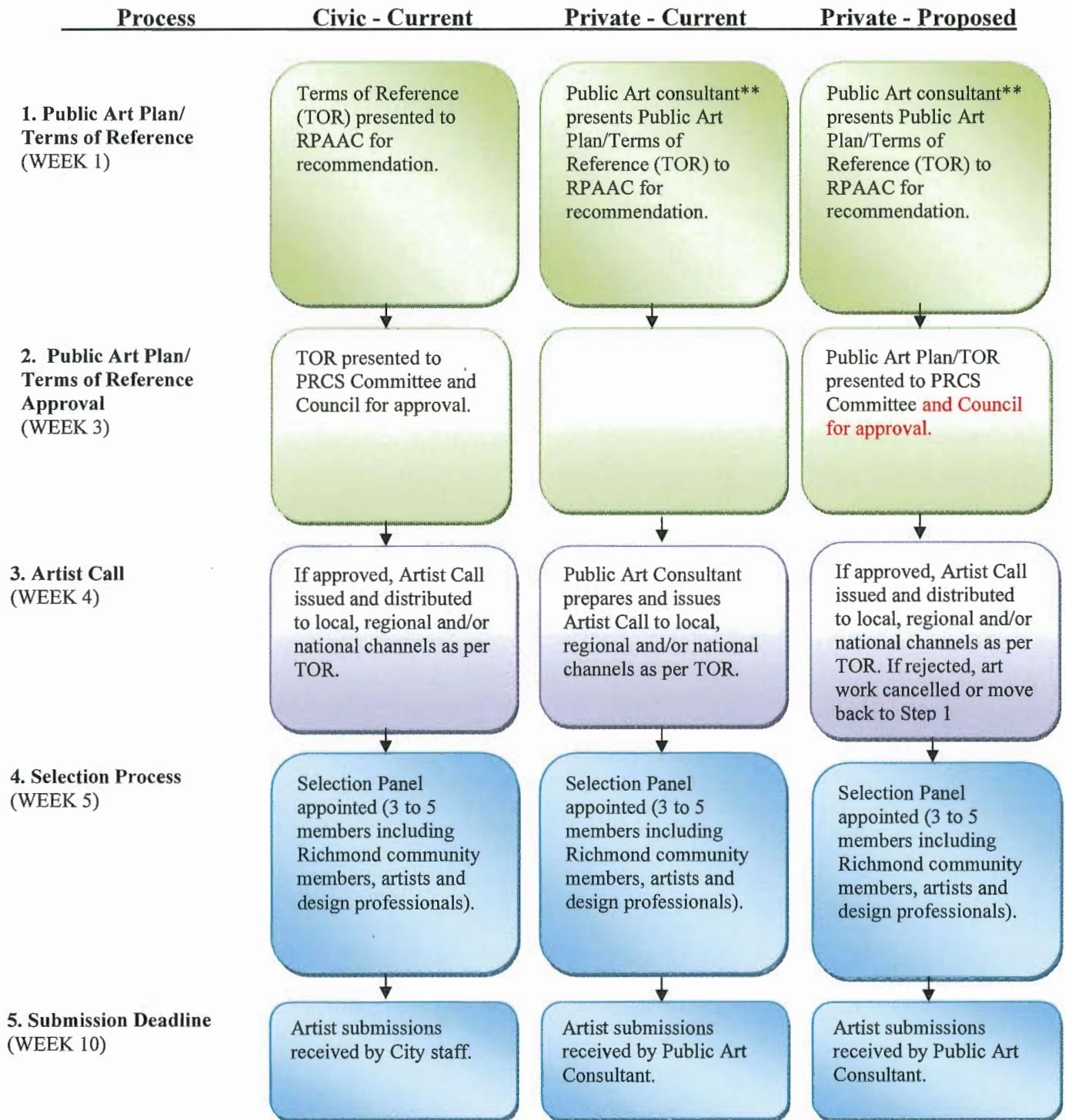
- Invitation to attend Public Art Advisory Committee meeting to hear project- specific presentation by the public art consultant and developer proponent on the proposed project intention;

- Minutes and agenda packages of the Public Art Advisory Committee to be forwarded to Council for information;
- Private Development Public Art Plan to be presented to Committee/Council by the public art consultant; and
- Invitation to sit as non-voting observers at the public art selection meetings, with an opportunity to address the panel on Council's public art vision and priorities.

Additional Considerations

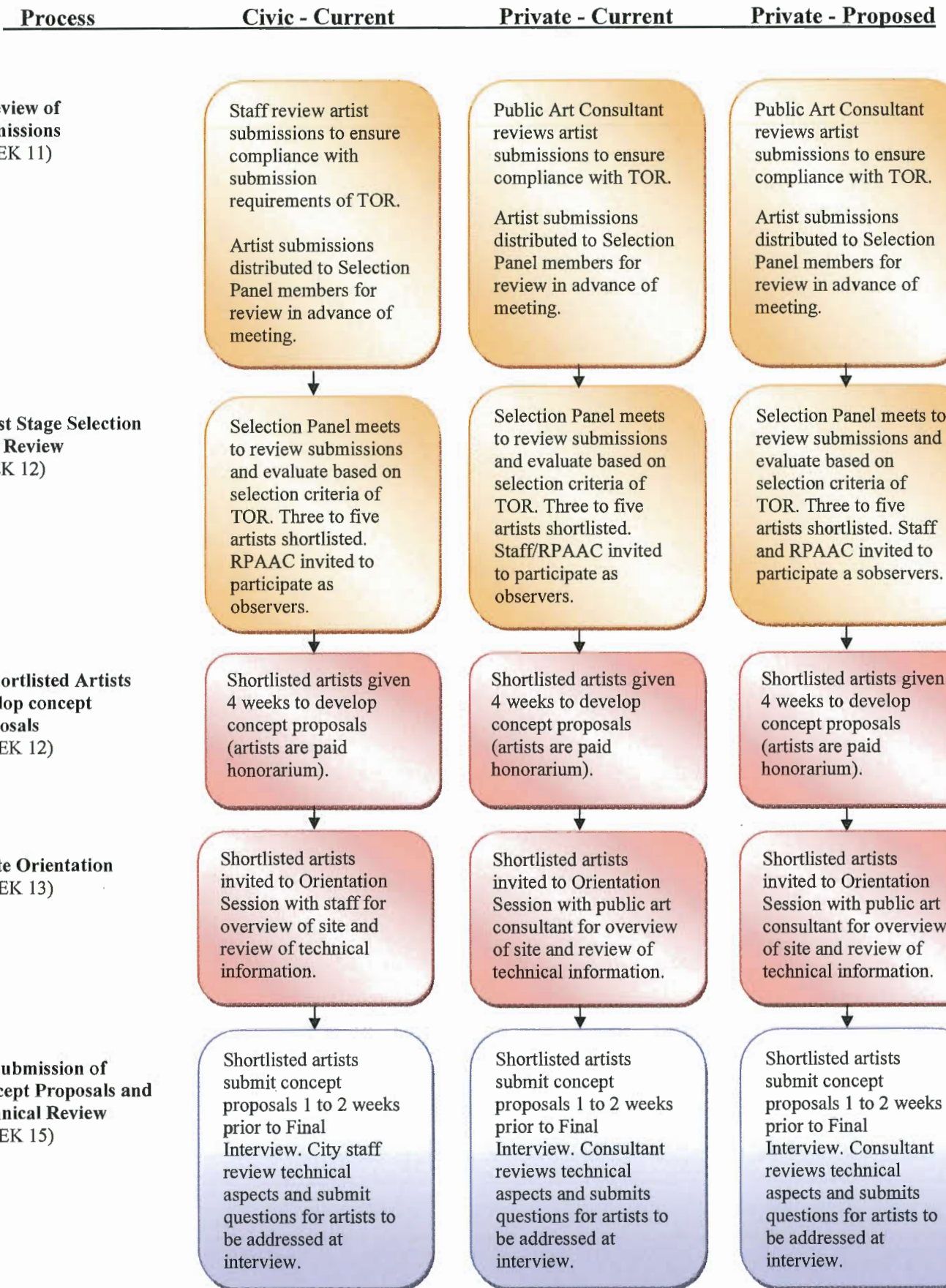
- The City is legislatively bound to comply with the approvals policy set out in the current Public Art Program Policy for any projects already underway. Developers have made contributions and entered into agreements with the City based on a Policy that does not require Council approval for public art plans and artwork on private property. Only those Private Development Art Plans and selected artworks emerging through agreements entered into after the change in Policy would be subject to Council approval.
- Neither the current policy nor the proposed changed policy will apply to artwork on private property that is commissioned outside of the Public Art Program. This change to the Policy is in opposition to the views of the Richmond Public Art Advisory Committee, and the arts community as represented by the Richmond Arts Coalition, as reported to the General Purposes Committee in the report "Review of Council Approval Process for Public Art Projects on Private Land" on June 12, 2018. "The consensus appears to be that Council's responsibility is to create policy and process and then stand behind it, supporting staff and their advisory bodies who administer it. The concept of Council approving individual art works at the final stage is not supported." as stated in a letter from the Richmond Arts Coalition dated December 18, 2017.
- This change to the Policy is in opposition to the views of the Urban Development Institute (UDI) as stated in the letters from UDI dated November, 2019 and April 5, 2019.

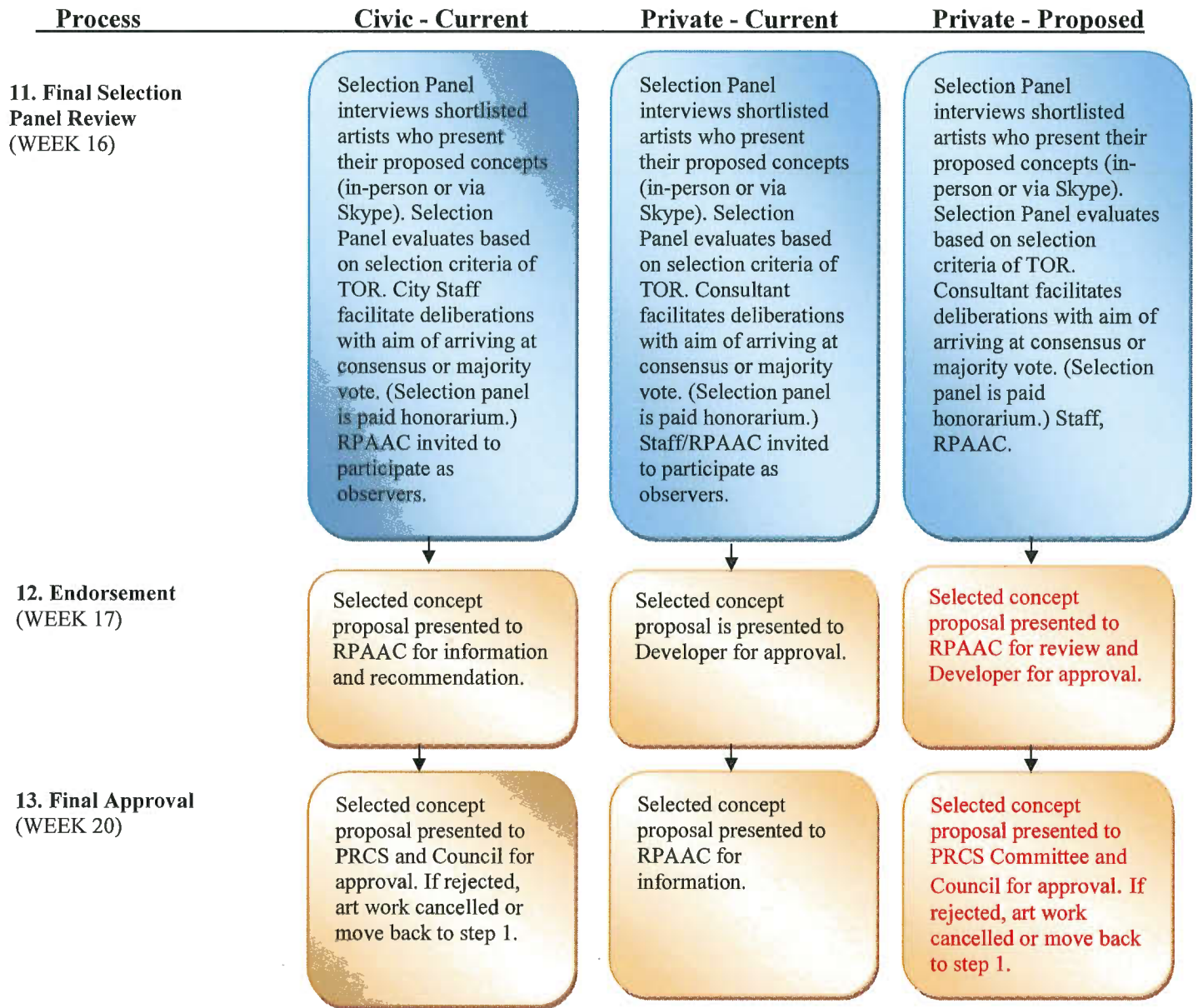
Public Art Selection and Approvals Process*



*Based on the Two-Stage Selection, as the most common process for selecting large-scale public art work, which is typically sought for civic projects and private developments.

**In some cases, City Staff may administer the selection process on behalf of the developer.





Allocation of Developer Contributions

Background

With the exception of artworks commissioned specifically for select civic capital projects (1 per cent of construction costs), it is voluntary Developer Contributions (0.5 per cent of private development project construction costs) that finance all regular Public Art Program artworks and activities. These developer contributions are allocated to one or both of the following funding streams:

1. Commissioning of public art on, or near, the Private Development Site consistent with (where applicable) area-specific Council-approved Civic Public Art Plans (i.e., City Centre, Richmond Olympic Oval Precinct, Capstan Village, Minoru Civic Precinct and Alexandra Neighbourhood); or
2. Deposited to the Public Art Program Reserve Fund, to finance the Civic Public Art Program (that is not tied to Capital Projects) as well as Educational and Community Public Art Programs and Activities.

Unlike other community amenities (e.g., child care or affordable housing), development incentives are not offered in exchange for Public Art contributions. The making of public art for private development is a highly collaborative process involving City staff across many departments including Planning, Parks, Public Art, Engineering and Public Works, as well as community stakeholders. The Private Development Public Program has resulted in dozens of high-profile, acclaimed works created by a diverse range of artists. To date there are 62 private developer initiated artworks in the Richmond Public Art collection.

Through the Public Art Program Reserve Fund, developer contributions also pay for Civic and Community Public Art programs that may or may not involve physical artworks. These include community engaged public art programs, professional development workshops for local artists and partnerships with diverse groups. The following community and educational programs are currently made possible with the private developer public art contributions:

- Engaging Artists in the Community Program. Recent examples include: *Minoru Stories* at the Minoru Seniors Centre, *Stepping Stones* at City Centre Community Centre and *Musqueam Workshops* at the Richmond Public Library;
- Functional public art projects on public land including shelters and benches. (e.g., Tait Park Pavilion);
- The recently endorsed Richmond Mural Program;
- Sanitary and Storm Sewer Access Cover Program and utility box vinyl wraps;

- Collaborations with community partners such as the Richmond Public Library, Richmond Art Gallery, Capture Photography Festival and others;
- Children’s Arts Festival workshops with professional artists;
- Public art exhibition opportunities for local 2D artists including No. 3 Road Art Columns;
- Public Art Bus Tours such as the Indigenous Public Art Tours;
- Permanent artworks for parks and other public spaces including the recently approved *Wind Flowers* on Gilbert Road and *Pergola Garden* in West Cambie Park; and
- Professional Development Programs and Workshops for local artists interested in entering the public art field.

Analysis

Council currently approves voluntary developer contributions at the Rezoning or Development Permit Stage.

As described in the February 8, 2019, report to the Parks, Recreation and Cultural Services Committee, contributions to the Public Art Program Reserve Fund must be used for Public Art Program activities. The City is legislatively bound to comply with the reserve fund use limitations. It is therefore precluded from using the funds for building or maintaining facilities, or other general operating costs of the City.

Community and educational programs are already funded through the Public Art Program Reserve Fund.

Arts facilities can be financed through existing developer-funded mechanisms. In the City Centre, the City Centre Area Plan (CCAP) provides a policy framework to secure City facilities (e.g., community centres, child care facilities and other community amenity spaces including arts facilities) through private development located on properties designated as Village Centre Bonus (VCB) sites. In situations where the City does not wish to secure physical space within a VCB-designated development, Council may direct that the developer provides a cash-in-lieu contribution to the City Centre Facility Development Fund (sub-fund of the Leisure Facilities Reserve [Bylaw 7812]) to facilitate community amenity construction on an alternative site, as determined to the satisfaction of the City. For example, the recently approved repurposing of the Minoru Place Activity Centre is being financed by developer contributions to the Leisure Facilities Reserve Fund.

Contributions to the Hamilton Area Plan Community Amenity Capital Reserve Fund, applicable to projects in the Hamilton Area, can be used for community recreation and cultural facilities (Bylaw 9276). Contributions to this reserve are made in cash unless the City chooses to accept a community amenity in lieu of cash.

Proposed Replacement of Public Art Program Policy

The current Public Art Program Policy, as updated in 2010, identifies three programs:

1. Civic Public Art Program
2. Private Development Public Art Program
3. Community Public Art Program

As per the referral motion of March 11, 2019, Council has directed staff to add new policy that will permit developer contributions that are deposited in the Public Art Program Reserve Fund to be directed to a range of uses that includes arts facilities. The current Public Art Program Policy would remain in place to complete any projects approved under the current Policy. A new Public Art Program Policy would be established and would have the following four programs:

1. Civic Public Art Program
2. Private Development Public Art Program
3. Community Public Art Program
4. Arts Facilities Program

The Arts Facilities Program would support the development of new civic arts facilities, augment other civic arts facility capital project budgets and fund capital improvements to existing civic arts facilities. New civic arts facilities could include spaces for creation, display, performance, arts education, multimedia presentation and other arts-based activities. The spaces' primary focus must be arts related and can be either temporary or permanent and may include: community art galleries, temporary and pop-up art spaces, maker spaces, performance spaces, new media labs, screening spaces, art education spaces, art creation spaces and other speciality studio spaces, such as glass blowing, sculpture, metal work or pottery.

The current Public Art Program Reserve Fund would remain in place until all the funds have been spent in accordance with the current policy. An additional Public Art and Arts Facilities Programs Reserve Fund would be created for funds allocated after Council's endorsement of a new Policy, and would replace the current Public Art Program Reserve Fund once the latter is depleted.

Regarding the approval of how voluntary developer contributions are allocated (either to the provision of public art or deposited to the Reserve Fund), the current Public Art Program Policy, as updated in 2010, indicates that the developer determines how their contribution is to be allocated:

6.3.5 For public art contributions over \$40,000, the developer may choose one of the following three options:

- a) A monetary contribution to the City's Public Art Program Reserve Fund; or*
- b) The developer may provide public artwork of a value equal to the public art contribution for the project, in accordance with this Public Art Program Policy and the Public Art Program Administrative Procedures Manual; or*

- c) *The developer may negotiate a split of its contribution between both i) a monetary contribution to the Public Art Program Reserve Fund; and ii) provision of artwork, provided the combined value of the monetary contribution and the artwork is equal to or greater than the project's public art contribution.*

As per the Council referral of June 18, 2018, directing staff to add policy in which Council has the discretion to recommend how voluntary developer contributions are allocated, the proposed Policy revision would be as follows:

6.3.5 *For contributions over \$40,000, the developer may choose to make a voluntary contribution to the City's Public Art and Arts Facilities Programs Reserve Fund.*

Council approval is required should the developer wish to provide:

- a) *Public artwork of a value equal to the public art contribution for the project, provided the artwork complies with this Public Art Program Policy and the Public Art Program Administrative Procedures Manual; or*
- b) *A negotiated split of its contribution between both i) a monetary contribution to the Public Art and Arts Facilities Programs Reserve Fund; and ii) provision of artwork, provided the combined value of the monetary contribution and the artwork is equal to or greater than the project's public art contribution.*

Proposed Policy Change Implications

The change in Policy to give Council the discretion to determine how voluntary developer contributions are allocated (to provide public art, contribute to the Public Art and Arts Facilities Programs Reserve Fund, or a combination of the two) has the following implication:

- If Council rejects a developer's preferred choice to invest their voluntary contribution into public art on their private property, the developer may choose to opt out of participating in the program. The implication would contradict Policy 6.1 "to encourage the private sector to support the integration of public artworks."
- To establish an additional Public Art and Arts Facilities Programs Reserve Fund will necessitate a new reserve fund bylaw.

Proposed Procedural Revisions

The revised process which gives Council the discretion to determine how voluntary developer contributions are allocated will have implications on the timing for approvals and staff administration. It will necessitate an extra step in the process prior to Rezoning or Development Permit stage:

- In cases where the developer prefers to direct the voluntary contributions to art on their site, there would now be a Staff report from the Public Art Planner seeking Council's approval prior to a staff report on the proposed development being forwarded to Planning Committee or the Development Permit Panel.

- The approved allocation would then be included in the Rezoning or Development Application Report to Council.

Administration of Proposed Policy

The new Public Art Program Policy will apply to private development applications submitted to the City after the date of Council's adoption of the Policy. Any applications already granted first reading by Council or endorsed by the Development Permit Panel would proceed in accordance with the existing Policy. Any applications already submitted to the City received prior to adoption of the new Policy will be processed under the existing Policy. Any applications received after Policy adoption will be considered under the new Policy.

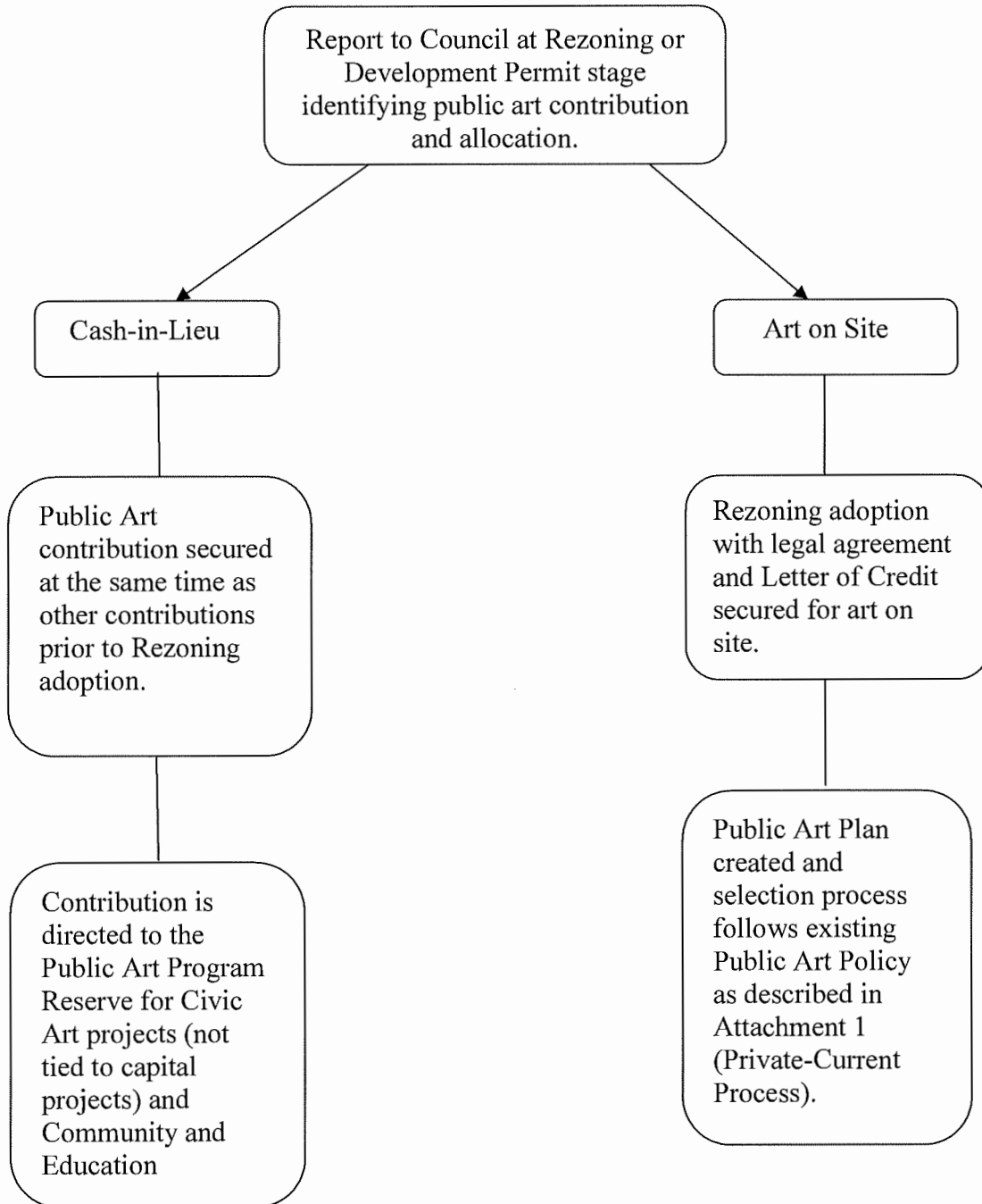
There would be a period of several years when two Policies would be in effect simultaneously: one for projects begun prior to the adoption of the new Policy and another for those received after the new Policy is adopted. Upon completion of all projects under the current Policy, the new Policy would be the only one remaining in effect.

Additional Considerations

- Increased resources for administration of the program may be required for additional reports to Committee/Council to seek Council approval for allocation of voluntary developer contributions.
- Should Council direct funds to development of arts facilities, some of the community public art programs listed on page 8 and 9 may be jeopardized for lack of available funding.
- Council could consider increasing the Administrative Fee allocation from 15 per cent to 20 per cent to provide additional funding for the administrative expenses by the public art consultant and staff in presenting Public Art Plans and Concept Proposals to Council. If so, the Policy would be updated accordingly.
- In comparison to existing developer funded mechanisms for securing City facilities, based on 0.5 per cent of construction costs, the contributions to the Public Art and Arts Facilities Reserve would be very slow to accumulate enough funds for substantial facility projects. For example, the voluntary developer contributions made through the Public Art Program during the exceptionally busy 10-year period of 2009 to 2019 totalled \$6.5 million (most of which was allocated to artworks). For comparison, as indicated in the November 20, 2017 Report to Council titled "Minoru Place Activity Centre Reuse Options", the estimated cost in 2017 to build a new facility equivalent to the Minoru Place Activity Centre was \$12.2 million, indicating that, even in the unlikely event that development continued at the same pace, and 100 per cent of the funds were set aside for a facility (with none going to public art or community programs), it would be decades before enough funds were collected to pay for even a small to medium-sized building.

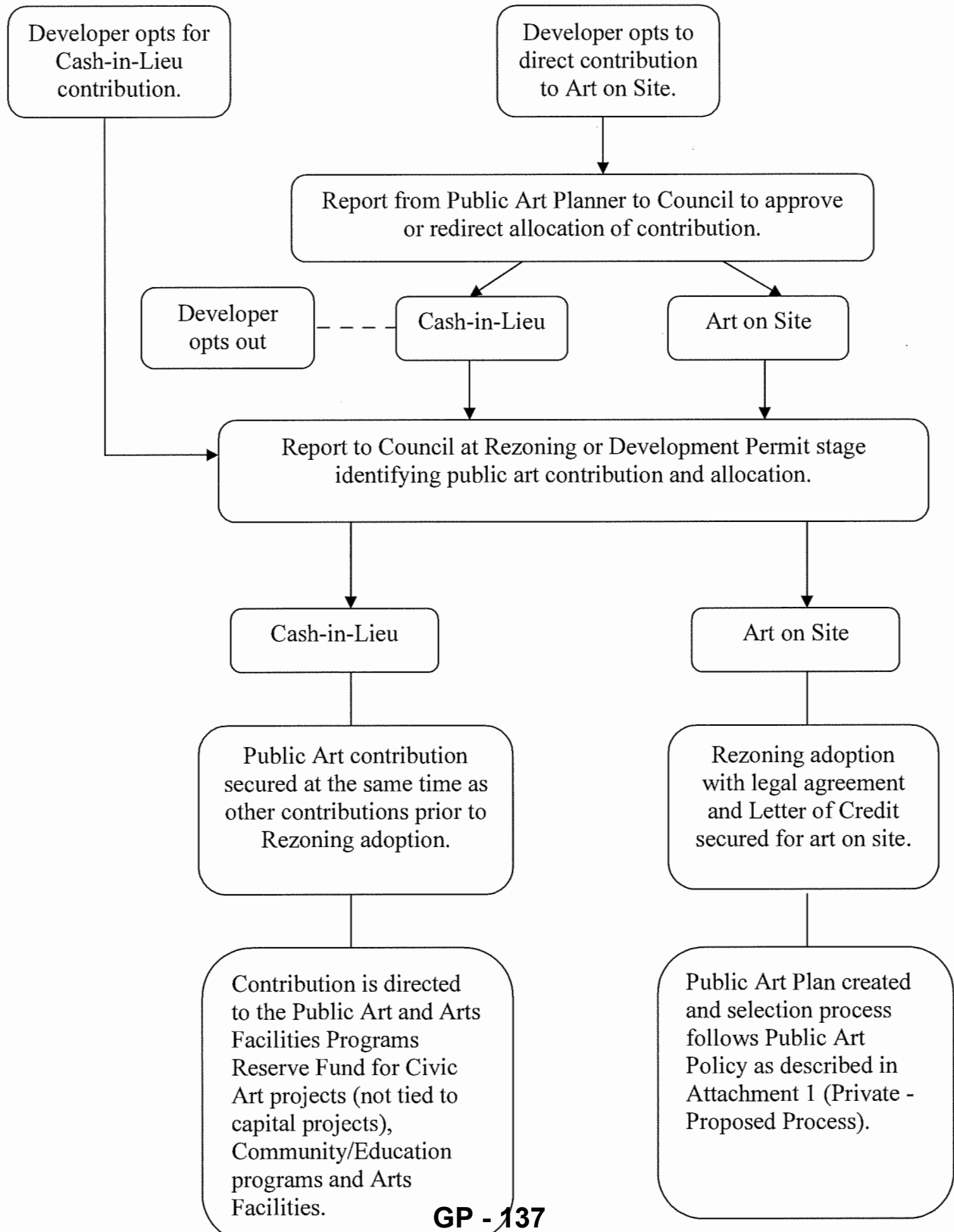
EXISTING PROCESS

Allocation of Private Developer Public Art Contributions



PROPOSED PROCESS

Allocation of Private Developer Public Art Contributions





Page 1 of 8

Adopted by Council: XXXX

Policy XXXX

File Ref: 7000-00

Public Art Program

Policy XXXX:

It is Council policy that:

CONTENTS

1. APPLICATION AND INTENT 2

2. PROGRAM GOALS 2

3. PROGRAM OBJECTIVES 2

4. ADMINISTRATIVE PROCEDURES 3

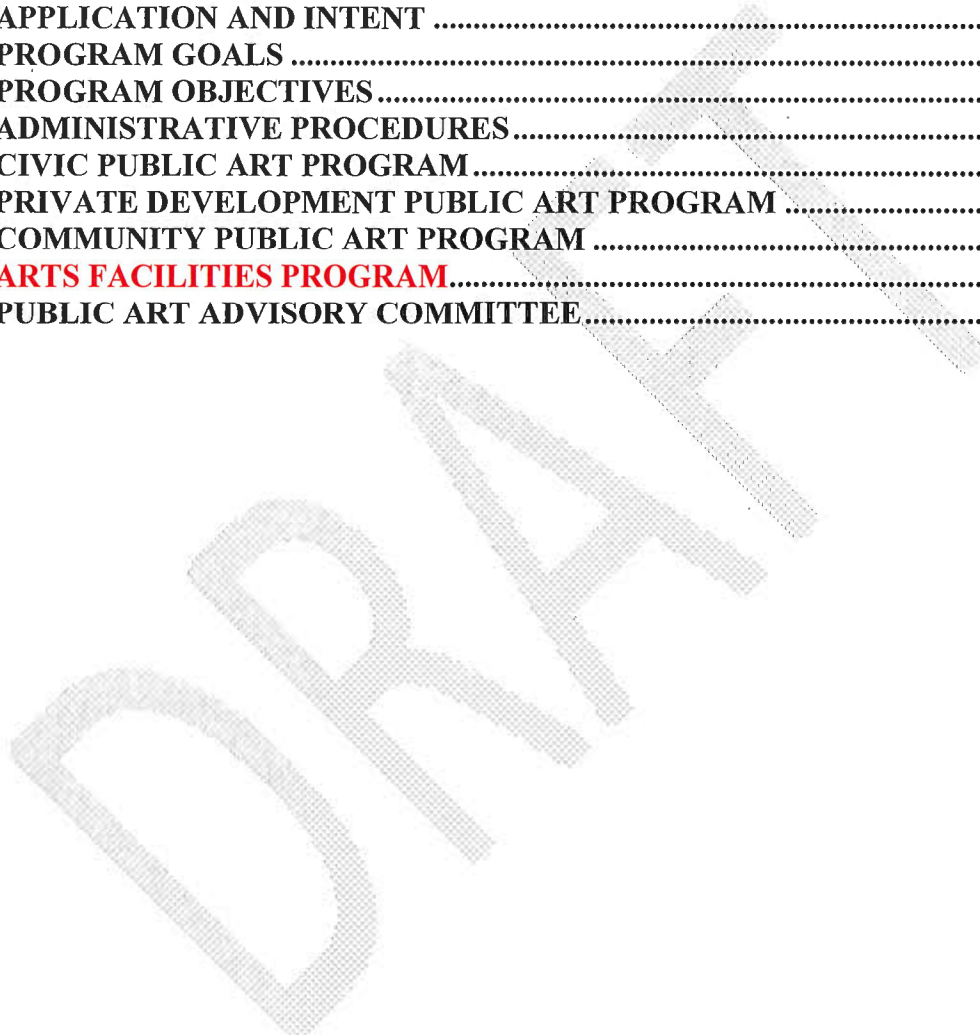
5. CIVIC PUBLIC ART PROGRAM 3

6. PRIVATE DEVELOPMENT PUBLIC ART PROGRAM 5

7. COMMUNITY PUBLIC ART PROGRAM 7

8. ARTS FACILITIES PROGRAM 7

9. PUBLIC ART ADVISORY COMMITTEE 8





RICHMOND PUBLIC ART PROGRAM

1. APPLICATION AND INTENT

1.1 Public art is defined as artwork in the public realm, which is accessible physically or visually to the public and possesses aesthetic qualities. Public Realm includes the places and spaces, such as building facades, parks, public open spaces and streets, which provide physical or visual access to the general public.

1.2 Public Art Program: Public art animates the built and natural environment with meaning, contributing to a vibrant city in which to live and visit. By placing artwork in our everyday environment, the Public Art Program sparks community participation in the building of our public spaces, offers public access to ideas generated by contemporary art, celebrates community history, identity, achievements and aspirations, encourages citizens to take pride in community cultural expression and creates a forum to address relevant themes and issues of interest and concern to Richmond's citizens.

2. PROGRAM GOALS

2.1 The Public Art Program strives to:

- a) Spark community participation** in the building of our public spaces, encouraging citizens to take pride in public cultural expression;
- b) Provide leadership in public art planning** through civic, private developer, community and other public interest initiatives to develop the City's cultural uniqueness, profile and support of the arts;
- c) Complement and/or develop the character of Richmond's diverse neighbourhoods** to create distinctive public spaces, which enhance the sense of community, place and civic pride;
- d) Increase public awareness**, understanding, and enjoyment of the arts in everyday life, and provide equitable and accessible opportunities for Richmond's diverse community to experience public art;
- e) Encourage public dialogue** about art and issues of interest and concern to Richmond residents; and
- f) Encourage public art projects that work towards achieving a more sustainable community**, environmentally, economically, socially and culturally.

3. PROGRAM OBJECTIVES

3.1 The objectives of the Public Art Program are to:

- a) Increase opportunities for the community and artists** to participate in the design of the public realm;
- b) Develop original site-specific works of art** in order to contribute to cultural vibrancy;
- c) Select art through an arms'-length process** incorporating professional advice and community input that ensures the quality of art and its relevance to the community and site;



- d) **Ensure that a public and transparent** process is maintained to develop and accept public art;
- e) **Enter into partnerships** with private and public organizations to further public art in the City; and,
- f) **Ensure that public art, and the environs of that art, are maintained** in a manner that will allow for continued public access to, and enjoyment of, these artworks in appropriate settings.

3.2 The Public Art Program will maintain a continuous, consistent and affordable funding mechanism to support the City's commitment to public art.

4. ADMINISTRATIVE PROCEDURES

4.1 Council approval is required for all public art plans and projects on City controlled property and private property when generated through the Public Art Program.

4.2 The City will develop administrative procedures relating to the management of projects, including: selection processes, developer contributions, donation and de-accession guidelines, site considerations, documentation and maintenance (the "Public Art Program Administrative Procedures Manual").

4.3 The City will maintain a **Public Art and Arts Facilities Programs Reserve Fund** to hold public art allocations from both public and private sources for capital expenses.

4.4 The City will maintain a **Public Art Program Operating Provision** to hold public art allocations from private sources for operating expenses relating to the administration of the Public Art Program.

5. CIVIC PUBLIC ART PROGRAM

5.1 General

5.1.1 The City's policy is to provide leadership in public art by incorporating public art, at the planning stages, into the development or renovation of civic infrastructure, buildings, parks and bridges, and to encourage collaboration between the Public Art Advisory Committee, City staff, artists, engineers, design professionals and the community to enrich such projects.

5.1.2 The priority for civic public art projects will be to fully integrate the artwork into the planning, design and construction of civic works and to select and commission an artist to work as a member of the project consultant design team, in order to maximize opportunities for artistic expression and minimize material and construction costs.

5.2 Project Identification

5.2.1 The City will identify and prioritize specific areas within the City and types of capital projects appropriate for the inclusion of public art. Applicable projects include:

- a) New building construction;
- b) Major additions or renovations to existing buildings;
- c) Park development projects;
- d) Environmental programs; and



e) New engineering structures.

5.2.2 Projects appropriate for consideration should:

- a) Have a high degree of prominence, public use and/or public realm impact;
- b) Achieve or enhance project objectives or other City objectives (e.g. beautification, liveability, multiculturalism, sustainability, cultural or environmental interpretations);
- c) Promote opportunities for meaningful community participation; and/or
- d) Complement existing public artworks or public amenities in the local area, and/or fulfil a need identified in that community.

5.2.3 The City will undertake artist-initiated public art projects from time to time. Artists will be invited to submit proposals for concepts and locations of their own choosing, and may be asked to respond to a specific topic of community interest or importance.

5.3 Funding

5.3.1 Each year, the City will commit an amount of funds equivalent to a minimum of 1% of each Capital Project Budget, to the planning, design, fabrication and installation of public art, provided that:

- a) Capital projects for equipment and land acquisition are exempt;
- b) Infrastructure utilities projects - water supply and sewerage - which are funded solely from restricted sources, are exempt; and
- c) For eligible projects, allocations are based on the construction costs of capital projects, and exclude soft costs (i.e., administration, professional and legal fees, furnishings, and permit fees).

5.4 Donations and/or Gifts of Artwork(s)

5.4.1 Private donations or gifts of artworks may be accepted into the City's public art collection, provided that:

- a) The artworks are assessed on their artistic, environmental, cultural, historical and social merits before being accepted into the City's public art inventory;
- b) A suitable site can be identified; and
- c) Funds are made available for the ongoing maintenance and conservation of the artwork.

5.5 Purchase Pre-Existing Artwork

5.5.1 The City may add to its public art inventory by purchasing pre-existing works of art from time to time.

5.6 De-accession

5.6.1 De-accession is defined as any actions or set of procedures that result in the cessation by the City of its ownership and possession of works of art installed in public places, through sale, exchange, gift or any other means.

5.6.2 Provided that the de-accession of the artwork is not contrary to the terms on which it was received by the City, the City may de-accession artworks from the City's inventory when necessary:

- a) Through a considered public review and assessment process;



- b) If the de-accession of the artwork is evaluated on a case by case basis; and
- c) If the de-accession of the artwork is endorsed by Council.

6. PRIVATE DEVELOPMENT PUBLIC PROGRAM

6.1 General

The City's policy is to encourage the private sector to support the integration of public artworks in the community during the rezoning and development permit processes, and the collaboration of artists, design professionals and the community in the design of that art.

6.2 Project Identification

6.2.1 Applicable projects include new building construction, major additions or renovations to existing buildings, as follows:

- a) For residential uses containing 10 or more units; and
- b) For non-residential uses with a total floor area of 2,000 m² (21,530 ft²) or greater.

6.2.2 The following uses or occupancies of all or part of a development or building are exempt from contributing to the Public Art Program:

- a) Community Amenity Space, Community Care Facility, Congregate Housing, Child Care, Health Services, Education and related uses as defined under the Richmond Zoning Bylaw, as amended from time to time and;
- b) Purpose-built non-market rental and subsidized social housing projects and/or units secured through the City's Affordable Housing Strategy.

6.2.3 Public art should be sited in locations that meet the following criteria:

- a) Visibility and accessibility (as appropriate to the art work) for pedestrians and/or motorists;
- b) Proximity to high pedestrian activity areas, e.g. active retail areas, transit stops (especially those serving high ridership routes), places of public gathering, public open spaces and recognized pedestrian routes;
- c) Opportunities to expand on existing or future public artworks as part of an existing or proposed multi-artwork public art plan; and/or,
- d) Places of special heritage or community significance.

6.3 Funding

6.3.1 The public art contribution rate for private sector public art projects is an amount equivalent to a minimum value of 0.5% of the estimated total project construction cost:

- a) Contributions are based on construction costs and exclude soft costs (i.e., administration, professional and legal fees, furnishings, development cost charges, and permit fees);
- b) For the purpose of calculating public art contributions for private development, only floor areas that make up the calculation of density as set out under the Richmond Zoning Bylaw, as amended from time to time, are included;
- c) Floor areas for uses set-out under 6.2.2, above, are excluded; and
- d) This contribution funds the planning, design, fabrication and installation of public art.



- 6.3.2 The City will issue guidelines for calculating the public art contribution based on building types and annual Consumer Price Index adjustments.
- 6.3.3 The public art contribution rate will be reviewed periodically by Council.
- 6.3.4 For public art project contributions that are less than \$40,000, a cash contribution is to be made to the City's **Public Art and Arts Facilities Programs Reserve**, for city-wide public art programs and arts facilities.
- 6.3.5 For contributions over \$40,000, the developer may choose to make a voluntary contribution to the City's **Public Art and Arts Facilities Programs Reserve**.

Council approval is required should the developer wish to provide:

- a) Public artwork of a value equal to the public art contribution for the project, provided the artwork complies with this Public Art Policy and the Public Art Program Administrative Procedures Manual; or
- b) A negotiated split of its contribution between both i) a monetary contribution to the Public Art and Arts Facilities Programs Reserve; and ii) provision of artwork, provided the combined value of the monetary contribution and the artwork is equal to or greater than the project's public art contribution.

6.3.6 **Where the developer chooses to provide artwork, either on their development site or on a City controlled property:**

- a) A minimum of 85% of the public art contribution will be allocated to the creation of the artwork;
- b) Where the City manages the public art selection process, 15% of the developer's public art contribution will be dedicated to the City's Public Art Program Operating Provision to support and sustain the management, administration and promotion of the Public Art Program;
- c) Where the developer engages an independent Public Art Consultant to manage the public art selection process, 5% of the developer's public art contribution will be dedicated to the City's Public Art Program operating budget and Operating Provision to support and sustain the management, administration and promotion of the Public Art Program and a maximum of 10% of the public art budget may be directed towards the consultant fees;
- d) Where located on City controlled land, the artwork will become the property of the City;
- e) Where located on private land, the artwork must remain accessible at no cost to the public and be maintained in good repair for the life of the development, and not be removed or relocated except with the prior written consent of the City; and
- f) In the event the artwork is damaged beyond repair, or becomes ineffective for reasons other than the owner's failure to maintain it, or in the event the work becomes an unreasonable burden to maintain, application to allow its removal or relocation may be made to the City.

6.3.7 The following are ineligible expense items for the private sector public art contributions:

- a) Maintenance costs for artwork(s);
- b) Artwork not provided in accordance with the City's Public Art Program; and



- c) Costs not directly related to selecting, designing, fabricating or installing the artwork(s).

7. COMMUNITY PUBLIC ART PROGRAM

7.1 General

7.1.1 The Richmond Community Public Art Program supports art projects between community groups and artists of all disciplines. Artists and communities working collaboratively can explore issues, ideas and concerns, voice community identity, express historical and cultural spirit and create dialogue through art.

7.1.2 The end product need not be a permanent work of art but should leave a legacy for the general public. The project could include:

- a) A public event such as an exhibition, performance, play, concert, reading or dance; or
- b) Documentary artworks such as books and videos; or
- c) Electronic media.

7.2 Project Identification

7.2.1 Projects proposed must be publicly accessible and located or performed on public property such as City-owned or controlled parks, boulevards, and buildings. Sites owned or controlled by the Federal or Provincial governments will also be considered.

7.2.2 Projects should demonstrate the support of the local community and document significant community involvement of a sizable number of people.

7.2.3 Projects should demonstrate the capacity to be undertaken and completed within an approved time-frame.

7.3 Funding

7.3.1 Community public art projects will be funded in part or in whole from the **Public Art and Arts Facilities Programs Reserve**.

7.3.2 Community partners should investigate or provide matching funds where possible, or contribute an equivalent amount through time/participation, labour, materials or contributions in-kind.

7.3.3 The final artwork, if any, will become the property of the City, unless the City agrees otherwise.

8. ARTS FACILITIES PROGRAM

8.1 General

8.1.1 The Richmond Arts Facilities Program supports the development of new civic arts facilities, augments other civic arts facility capital project budgets and funds capital improvements to existing civic arts facilities.

8.1.2 Arts facilities could include spaces for creation, display, performance, arts education, multimedia presentation and other arts-based activities. The spaces' primary focus must be arts-related and can be either temporary or permanent and may include: community art galleries, temporary and pop-up art spaces, maker spaces, arts education programming spaces, art creation spaces and other priority studio spaces.

8.2 Project Identification



- 8.2.1 Arts facilities projects must be publicly accessible and located on public property such as City-owned or controlled parks, boulevards, and buildings. Sites owned or controlled by the Federal or Provincial governments will also be considered.
- 8.2.2 Arts facilities projects must have arts activities as their primary use.
- 8.3 **Funding**
- 8.3.1 Arts Facilities projects may be funded in part or in whole from the Public Art and Arts Facilities Programs Reserve Fund.
- 8.3.2 The following are ineligible expense items for the Arts Facilities Program:
 - a) Building maintenance costs;
 - b) Building operating costs; and
 - c) Programming costs such as staff and supplies.

9 PUBLIC ART ADVISORY COMMITTEE

9.1 Mandate

- 9.1.1 The "Richmond Public Art Advisory Committee" is a Council-appointed volunteer advisory committee that provides input on public art policy, planning, education and promotion.

9.2 Role

- 9.2.1 The Committee provides informed comment to City Council through staff on the implementation of the Public Art Program through civic, private development and community public art initiatives.
- 9.2.2 The Committee acts as a resource on public art to City Council, staff, residents and developers of land and projects within the City of Richmond.
- 9.2.3 The Committee's terms of reference are outlined in the *Richmond Public Art Advisory Committee Terms of Reference*.