



City of Richmond

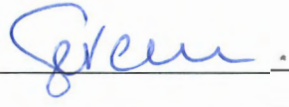


Report to Committee

To: General Purposes Committee **Date:** May 24, 2019
From: Marie Fenwick **File:** 11-7000-00/Vol 01
Senior Manager, Arts, Culture and Heritage
Services
Re: **Council Approval of Private Development Public Art and Developer
Contributions – New Policy**

1. As per Council direction, that a new Public Art Policy, which includes:
 - a. 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
 - b. 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,as outlined in the staff report titled “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 adopted.
2. That a new Public Art and Arts Facilities Programs Reserve Fund be established to receive funds under the new policy.
3. That the Public Art Program Administrative Procedures Manual be updated to reflect these policy and procedural changes.
4. That 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
Senior Manager, Arts, Culture and Heritage Services
(604-276-4288)

Att. 8

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

Staff Report

Origin

On June 18, 2018, at the General Purposes Committee meeting, discussion took place regarding opportunities to include Council's approval on art projects in private developments.

As a result of the discussion, the following referral motion was introduced:

That the staff report titled, "City of Richmond Private Development Public Art Program Review" dated June 18, 2018, from the Director, Arts, Culture and Heritage Services be referred back to direct staff:

to add policy in which Council has the discretion to:

- *approve or refuse artwork on public or private property; or*
- *recommend allocating equivalent funds for other projects; and*
- *consider restrictions to local artists.*

On March 11, 2019, at the regular Council meeting, the following referral motion was approved:

That staff create a policy in keeping with Option 2 of the staff report titled "Options for Use of Private Developer Public Art Contribution Funds" dated January 21, 2019 from the Director, Arts, Culture and Heritage Services and report back.

Option 2 referenced above states Council can replace the current Policy and/or create an additional new policy that directs developer contributions to not only public art and public art programs but also to arts facilities.

This report is divided in three sections:

1. Council Approval Policy: To provide Council with the authority to approve or refuse public artworks on both City and private lands when commissioned through the development applications process;
2. Allocation of Developer Contributions: To replace the Public Art Program Reserve Fund with a Public Art and Arts Facilities Programs Reserve Fund to permit developer contributions to be used for arts facilities and provide Council with the authority to allocate developer contributions for public art or to the Public Art and Arts Facilities Programs Reserve Fund; and
3. Participation of Local Artists: To review access to public art opportunities for local artists.

This report also brings information regarding the implications and administrative procedures associated with the recommended Policy changes in order to address questions and concerns raised by Council.

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.

Attachment 1 illustrates the current selection and approval process for civic and private projects, as well as a revised, proposed process for private projects as per the Policy revision directed by Council.

Proposed Replacement of Public Art Program Policy

The Public Art Program Policy, as updated in 2010, (Attachment 2) 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 (Attachment 3) 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, in Attachment 4.

2. 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 (Attachment 5).

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, (Attachment 2) 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 (Attachment 3) 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 (Attachment 2):

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 (Attachment 3) 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.

Attachments 6 and 7 show the Existing and Proposed Process for Allocating Private Developer Public Art Contributions.

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.

3. PARTICIPATION OF LOCAL ARTISTS

Background

Council has directed staff to add policy in which Council has the discretion to consider restrictions to local artists for commissions of public art projects.

Under the current Policy, Council has the discretion to restrict participation to local artists when approving each project's Terms of Reference.

While not an exclusive policy, for civic public art projects, artist calls have been issued from time to time with restricted qualifications for local artists only. However, restrictions to local artists have been the exception. Overall, the Public Art Program strives to adhere to the City's Procurement Policy 3104, whose purpose is:

"to ensure that through open, transparent, fair and accountable purchasing practices best value is obtained by the City when acquiring all goods and services."

To this end, public art calls are generally open to all qualified artists regardless of residency. Public art projects are increasingly a team effort. For this reason, many artist teams led by non-resident artists include members with specialized local knowledge and expertise.

Around the world, the most livable, animated and well-connected urban centres display work by local, regional, national and international artists and of varying scales and types. A robust and eclectic public art collection reflects a city's status as a cosmopolitan centre that boasts unique, site-specific work by locals alongside tailor-made public art by world-renown artists to reflect a diverse and international community of residents and visitors. Thanks to the City's partnerships with private developers, Richmond's public realm is home to works by homegrown artists alongside national and international art stars.

Richmond-based artists are always encouraged to apply for open public art opportunities. However, the creation of large-scale sculptural works that are often part of development sites is a highly specialized practice. Only a small number of Richmond artists have this expertise and to staff's knowledge, there are few artists in Richmond with specific public art experience with large-scale public artworks who are actively applying for public art commissions in North America. Only one of them that maintains a Richmond residency, has a practice that consistently involves large-scale sculptural works and is involved in the Richmond Public Art Program. Many of the artists commissioned for the Community Public Art Program are Richmond based artists.

In addition, if other cities were to adopt a practice of limiting artist opportunities to local residents, it could have a damaging effect on Richmond artists who may wish to apply for art projects outside of Richmond.

Analysis

Since 1997, there have been 70 artists from Richmond commissioned for 61 various public art projects, including large-scale and community engaged projects. See Attachment 8 for a list of public art projects to date by Richmond artists.

Given large-scale public art is a rare specialization, the Public Art Program regularly offers public art opportunities that fit the expertise of a larger number of Richmond-based visual artists. Recent examples include:

- Engaging Artists in the Community Program
- No. 3 Road Art Columns
- City Centre Community Centre: Community Art Project and Legacy Artwork
- Richmond Arts Centre: Children's Arts Festival Workshop and Mural
- Capture Photography Festival
- Art Wrap Program Artist Roster
- Canada 150 Access Covers

The Public Art Program also offers professional development and artist mentoring opportunities to support Richmond artists who wish to gain expertise in making public art. By partnering with others in Arts Services, Public Art is a presenter of the Art at Work Symposium and workshop series which routinely offers classes in how to apply for public art calls. Many Richmond emerging and established artists such as Keely O'Brien and Anita Lee who have taken the Art at Work workshops have gone on to receive public art commissions in Richmond and elsewhere. As well, the No. 3 Road Art Columns program has offered mentorship opportunities to emerging Richmond artists to create works for the public realm.

Moreover, support for Richmond's visual artists extends well beyond the Public Art program. Some current City programs that support Richmond artists include:

- Richmond Art Gallery Salon Series
- Arts and Culture Grant Program
- Professional Arts Education at the Richmond Art Centre
- Exhibition spaces including City Hall, Upper Rotunda and Hallway Galleries at Richmond Cultural Centre, Gateway Theatre, Seniors Centre at Minoru Centre for Active Living and community centres
- Subsidised studio space for Resident Richmond Arts Groups at Richmond Arts Centre
- ARTS units, affordable live-work spaces secured through private developments
- Richmond Maritime Festival Poster Competition
- Richmond Street Banner Competition
- Weekly Art Café at City Centre Community Centre

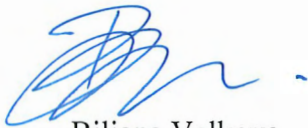
Staff recommend maintaining the current Policy of not limiting access to public art opportunities to Richmond artists and ensuring broad awareness of all public art calls and opportunities for participation in the Program.

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. Once the policy is in place, staff will determine and quantify any additional levels of service required and if required, an additional level of service request will be brought forward during the budget process.

Conclusion

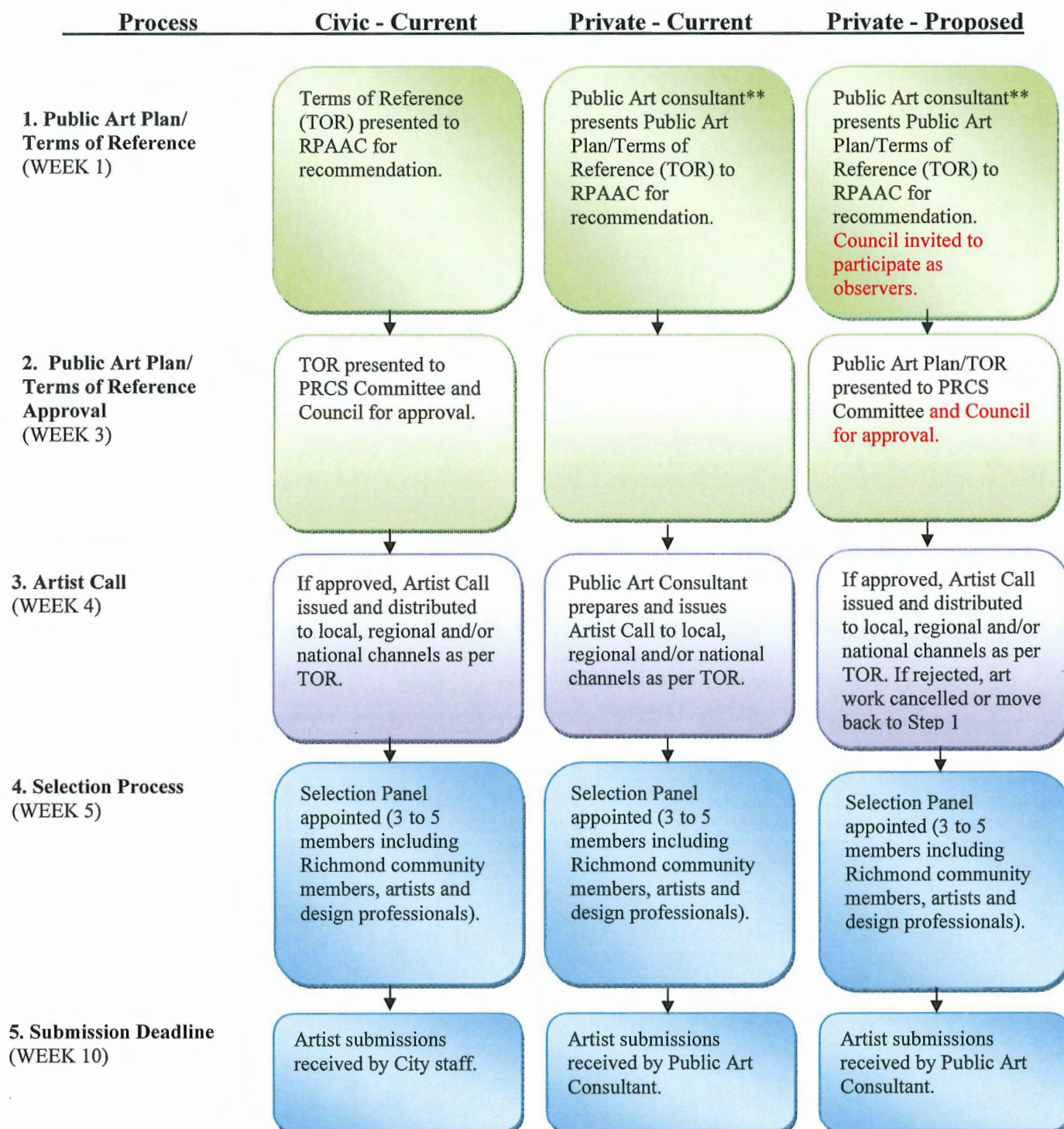
The process for selecting art for private development public art projects has been guided by the Public Art Program Policy for more than 20 years. Richmond City Council, staff and community members have important roles in the administration of the process. Additional measures proposed to improve the 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
Public Art Planner
(604-247-4612)

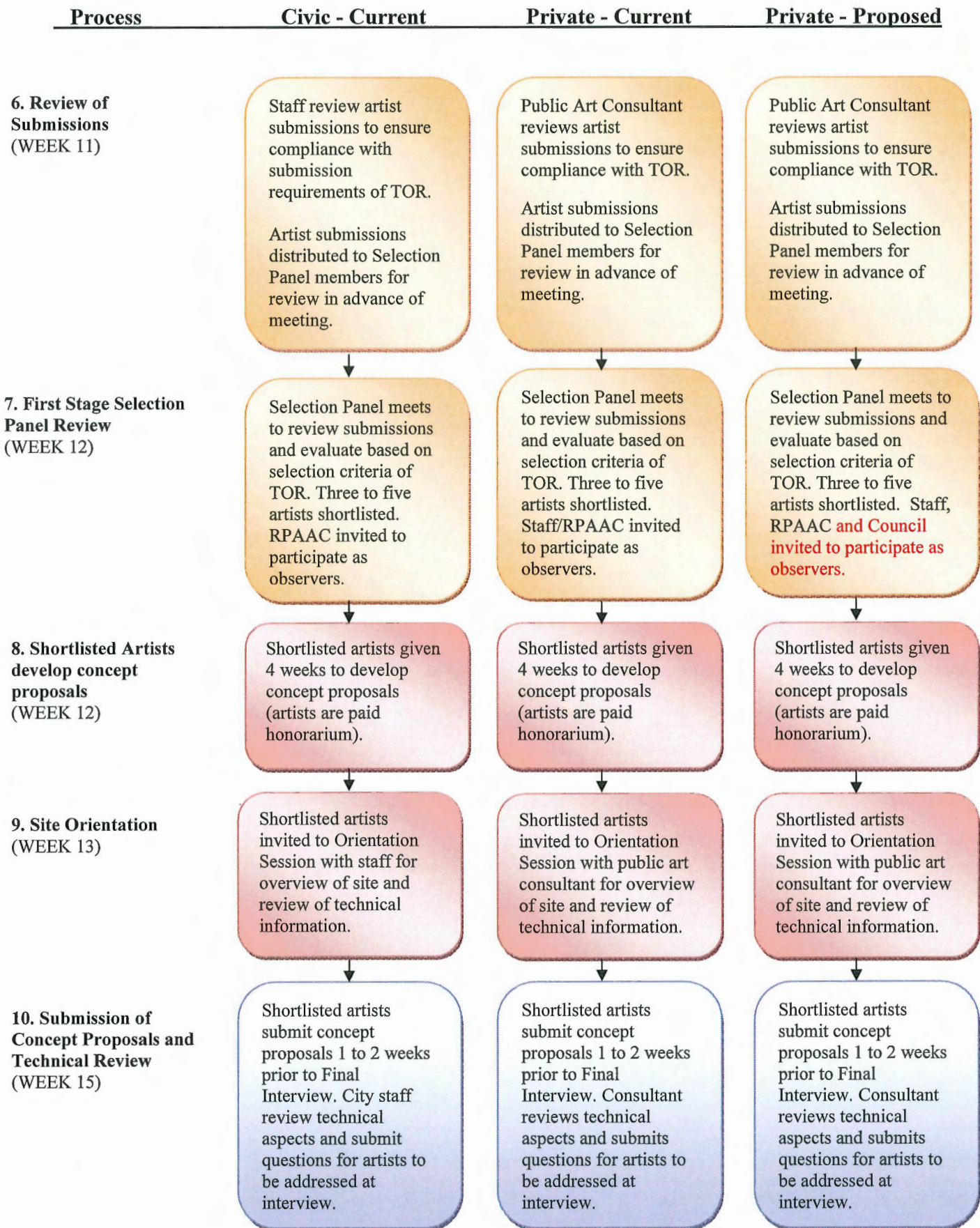
- Att. 1: Public Art Selection and Approvals Process
- 2: Policy 8703 - Public Art Program
 - 3: Draft Public Art Program Policy - Proposed Replacement
 - 4: Correspondence from Urban Development Institute (UDI)
 - 5: Private Development Public Art Projects 1997–2018
 - 6: Existing Process - Allocation of Private Developer Public Art Contributions
 - 7: Proposed Process - Allocation of Private Developer Public Art Contributions
 - 8: Public Art Commissioned Richmond Artists 1997–2019

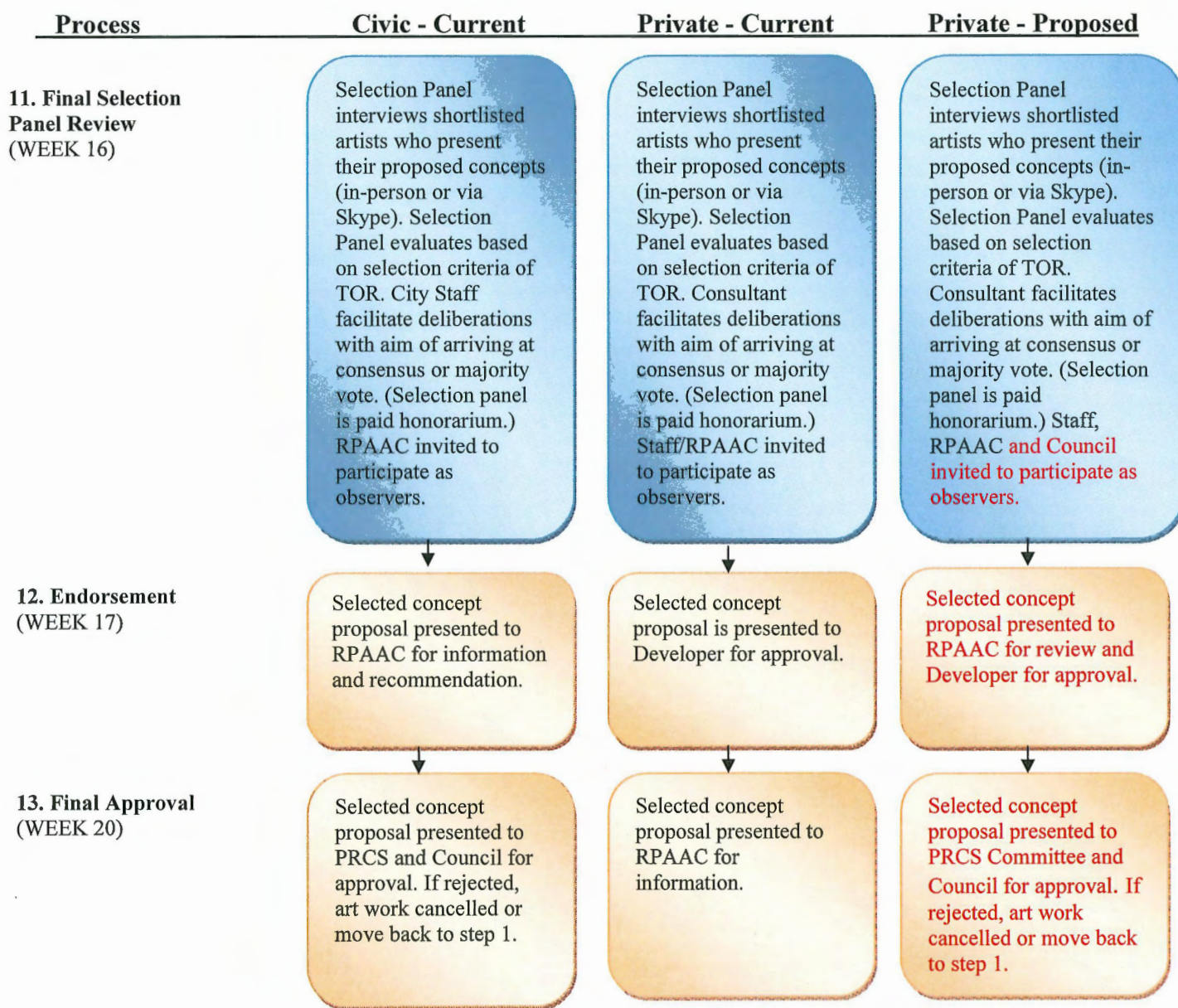
Public Art Selection and Approvals Process*



*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.







City of Richmond

Policy Manual

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Adopted by Council: July 27, 2010

Policy 8703

File Ref: 7000-00

Public Art Program

Policy 8703:

It is Council policy that:

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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;



- 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*.



City of Richmond

Policy Manual

Page 1 of 8

Adopted by Council: XXXX

Policy XXXX

File Ref: 7000-00

Public Art Program

Policy XXXX:

It is Council policy that:

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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;
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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*.

**URBAN DEVELOPMENT INSTITUTE – PACIFIC REGION**

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www.udl.bc.ca

April 5, 2019

Biliana Velkova
 Public Art Planner
 City of Richmond
 6911 No. 3 Rd.
 Richmond, BC V6Y 2C1

Dear Ms. Velkova:

Re: Proposed Changes to the Richmond's Public Art Policy

I would like to thank you for providing an update on the proposed changes to the City's Public Art Program to the Richmond Liaison Committee on March 27, 2019. On behalf of the Urban Development Institute (UDI) and our members, we respectfully provide the following comments regarding the City's proposals.

UDI is supportive of the flexibility being added to the program in terms of the how money from the Public Art Fund is allocated. Funds would still be directed to public art projects in the City, however, the Council could also allocate funds for expenditures on facilities such as art galleries which can be accessed and enjoyed by the public.

Regarding the eligibility of artists under the program potentially being limited to those in the local area, this would be an unnecessary restriction. We fear that it would limit the diversity of public art created, and could potentially result in higher costs because the pool of talent available to developers would be reduced.

You also noted that Council continues to want to approve public art installations in the City – including those funded by developers on their own development sites. UDI has several concerns about this proposal. We appreciate that Council has limited time resources and many pressing issues to address, and are concerned that the increased involvement in, and approval of public art pieces will become very time consuming.

UDI is also concerned that projects may be delayed because reviews of art pieces are being duplicated. The City's Selection Panel and Public Art Committee must approve art pieces already, and now another approval will be needed - this time from City Council.

If Council proceeds with this policy, we recommend that decisions regarding public art on sites be separated from Council approvals of Rezoning and Development Permits. Otherwise, there is the potential for significant delays in project approvals because of an art installation, which is a small component of a development project.

We also recommend that if Council is involved in the approval of public art, the timing of the approval be early in the process. Our members would like to avoid making substantive investments in a piece of public art – only to find that Council does not approve it.

Finally, we are concerned that this decision may be a precedent for other issues. As an example, currently, architectural reviews have been left to the Urban Design Panel, however future Councils may choose to become involved in this process if they are already making design decisions related to public art.

Thank you again for providing an update to the Richmond Liaison Committee on the potential changes to City's Public Art Program. It is critical to our members that the Public Art program remain flexible, and any changes do not delay what is already a lengthy review process for their projects.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Anne McMullin', with a stylized flourish at the end.

Anne McMullin
President & CEO

Private Development Public Art Projects 1997–2018

Year	Title of Artwork	Sponsor	Location	Artist/City	Owner	Budget	Image
1998	Harmony	RFC Holdings Ltd.	City Centre	Alberto Replanski, Richmond	Private	\$40,000	
1999	Rising Tide	Cosmo Plaza	City Centre	Connie Glover, Surrey	Private	\$30,000	
2000	A Group of Seven	Hazelbridge Development Corp.	City Centre	Bill Jeffries and January Wolodarsky, Vancouver	Private	\$85,000	
2001	Ford Grove	Suncor Development Corp.	Shellmont	Douglas Taylor, Vancouver	Private	\$34,000	
2001	Look Up, Look Down	KBK No. 61 Ventures Ltd.	Shellmont	Nancy Chew, Jacqueline Metz and Douglas Taylor, Vancouver	Private	\$72,000	
2002	Celebration: Seasons of Life in a Global Village	Polygon Development Ltd.	City Centre	David Fushtey, Vancouver	Private	\$80,000	

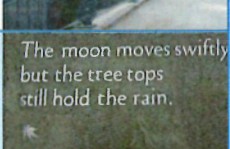
Year	Title of Artwork	Sponsor	Location	Artist/City	Owner	Budget	Image
2002	Octopus' Garden	Westbank Projects Corp.	Thompson	Connie Glover, Surrey	Private	\$1,800	
2003	Pixel	The Fairchild Group	City Centre	Stephanie Forsythe and Bing Thom, Vancouver	Private	\$80,000	
2003	House of Roots	Perla Development Partnership	City Centre	Jeanette G. Lee, Vancouver	Civic	\$25,000	
2003	The Garden Gate	Polygon Development Ltd.	City Centre	Kirsty Robbins and Philip Robbins, Vancouver	Private	\$15,000	
2004	Katsura Gate	Cressey Development Corp.	City Centre	Bill Baker and Claudia Cuesta, Sechelt	Civic	\$80,000	
2004	The Bug Gate	Polygon Development Ltd.	City Centre	Kirsty Robbins and Philip Robbins, Vancouver	Private	\$15,000	
2004	The Lions	Polygon Development Ltd.	City Centre	Arthur Shu Ren Cheng, Surrey	Private	\$54,000	

Year	Title of Artwork	Sponsor	Location	Artist/City	Owner	Budget	Image
2005	Turning Earth	Polygon Development Ltd.	City Centre	David Robinson, Vancouver	Civic	\$35,000	
2006	Breaking Ground	Polygon Development Ltd.	City Centre	David Robinson, Vancouver	Civic	\$40,000	
2006	Light Ring	Westbank Projects Corp.	Thompson	David MacWilliam and Marko Simcic, Vancouver	Civic	\$35,000	
2007	Habitat	Maclean Homes	City Centre	Monique Genton, Victoria	Civic	\$26,500	
2008	Flow	Century Group	City Centre	Cheryl Hamilton and Mike Vandermeer, Vancouver	Private	\$119,000	
2008	Human Nature	Chandler Development Group	City Centre	Paul Slipper, Vancouver	Private	\$90,000	
2008	miora vases	Am-Pri Construction Ltd.	City Centre	Tini Meyer, Abu Dhabi	Private	\$16,000	

Year	Title of Artwork	Sponsor	Location	Artist/City	Owner	Budget	Image
2008	Sky River	Onni Construction Ltd.	City Centre	Jill Anholt, Vancouver	Private	\$169,000	
2009	Fields	Rize Alliance Properties Ltd.	City Centre	Bill Baker and Claudia Cuesta, Sechelt	Private	\$60,000	
2009	Stillwater – a Wellspring of Life	Cressey Development Corp.	City Centre	Gwen Boyle, Vancouver	Private	\$175,000	
2009	Tsunami in Steel	Am-Pri Construction Ltd.	City Centre	James Kelsey, Port Orchard, WA	Private	\$30,000	
2009	Versante	Toyu Landsdowne Developments Ltd.	City Centre	Krzysztof Zukowski, Toronto	Private	\$109,500	
2010	High Forest	Wall Financial Corp.	City Centre	Charlotte Wall, Vancouver	Private	\$20,000	
2010	Water #10	Parc Riviera Developments	City Centre	Ren Jun, Xi'an, China	Civic	\$400,000	

Year	Title of Artwork	Sponsor	Location	Artist/City	Owner	Budget	Image
2012	All Things Separate Yet Intertwined	First Capital Realty	Broadmoor	Blake Williams, Vancouver	Private	\$47,169	
2012	Perpetual Sunset	Minglian Holdings Ltd.	City Centre	Jinhan Ko and Kelly Lyan, Vancouver	Private	\$154,773	
2012	Ribbon	Centro Development Ltd.	City Centre	Toby Colquhoun, Vancouver and Khalil Jamal, Richmond	Private	\$13,627	
2012	Saffron (S,M,L)	Ledingham McCallister Properties Ltd.	City Centre	Nancy Chew and Jacqueline Metz, Vancouver	Private	\$158,780	
2012	The Bee	Mini Richmond	East Cambie	Pete Sargent, Richmond	Private	\$8,500	
2013	Made in China	Appia Group of Companies	City Centre	Nancy Chew and Jacqueline Metz, Vancouver	Private	\$85,000	
2013	Rookery and Roost	Oris Development Corp.	West Cambie	Erick James, Richmond and Vancouver	Private	\$85,000	

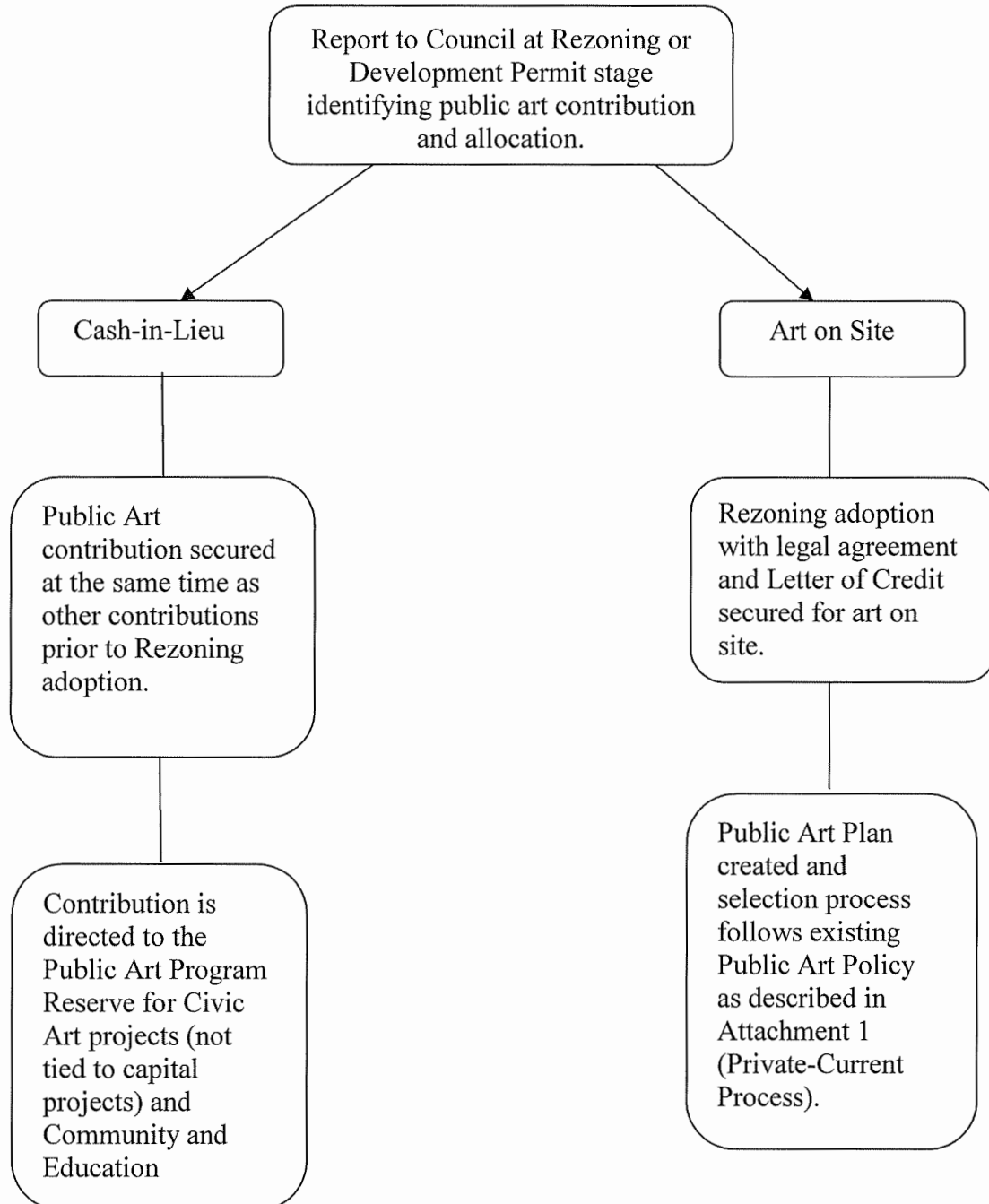
Year	Title of Artwork	Sponsor	Location	Artist/City	Owner	Budget	Image
2013	Stillness & motion	ASPAC	City Centre	Nancy Chew and Jacqueline Metz, Vancouver	Private	\$125,000	
2013	Tugboat	Legacy Park Lands Ltd.	Fraser Lands	Sara Graham, Port Moody	Private	\$36,000	
2014	Fish Trap Way	ASPAC	City Centre	Thomas Cannell and Susan A. Point, Vancouver	Private	\$157,000	
2014	Float	Centro Properties Group	Thompson	Mark Ashby, Nanaimo and Kim Cooper, Vancouver	Civic	\$25,755	
2014	Glass Garden	Townline Homes	Shellmont	Joel Berman, Richmond and Vancouver	Private	\$57,357	
2014	Orbit	Concord Pacific Developments Inc.	West Cambie	Ruth Beer and Charlotte Wall, Vancouver	Private	\$100,473	
2014	Rock, Water, Reeds	ATI Investments Ltd.	City Centre	Illarion Gallant, Victoria	Private	\$40,000	

Year	Title of Artwork	Sponsor	Location	Artist/City	Owner	Budget	Image
2015	ebb & flow	Canada Sunrise Development Group	City Centre	Nancy Chew and Jacqueline Metz, Vancouver	Private	\$75,000	
2015	Sequence	Townline Ventures Granville Avenue	City Centre	Eliza Au, Richmond, and Nick Santillan, Vancouver	Private	\$67,937	
2015	tango	Polygon Development 275 Ltd.	City Centre	Javier Campos and Elspeth Pratt, Vancouver	Private	\$241,000	
2016	closer than	Fairborne Homes	City Centre	Bill Pechet, Vancouver	Private	\$161,500	
2016	Dream of the River	Oris Development Corp.	Steveston	Glen Andersen, Richmond	Civic	\$50,000	
2016	Layers	Am-Pri Developments Ltd.	West Cambie	Christian Huizenga, Vancouver	Civic	\$72,927	
2016	Poet's Promenade	Am-Pri Developments Ltd.	Steveston	Jeanette G. Lee, Vancouver	Civic	\$3,751	 <p>The moon moves swiftly but the tree tops still hold the rain.</p>

Year	Title of Artwork	Sponsor	Location	Artist/City	Owner	Budget	Image
2016	Relief	Steveston Flats Development Corp.	Steveston	Leonhard Epp, Richmond and Nelson, BC	Private	\$15,448	
2016	Rookery and Roost Part 2	Elegant Development Inc.	West Cambie	Erick James, Richmond and Vancouver	Private	\$85,000	
2016	Signal, Noise	Alexandra Road Limited Partnership	West Cambie	Mark Ashby, Nanaimo	Private	\$35,000	
2016	Snow/Migration	SmartREIT	West Cambie	Mark Ashby, Nanaimo	Private	\$140,000	
2016	Spirit of Steveston	Polygon Development 273 Ltd.	Blundell	Cheryl Hamilton and Mike Vandermeer, Vancouver	Private	\$165,738	
2016	Untitled [Nest for Owls]	Polygon Development 296 Ltd.	City Centre	Alyssa Schwann, Winnipeg and Michael Seymour, Vancouver	Private	\$60,000	
2016	Upriver	Onni	City Centre	Rebecca Belmore, Montreal	Private	\$250,000	

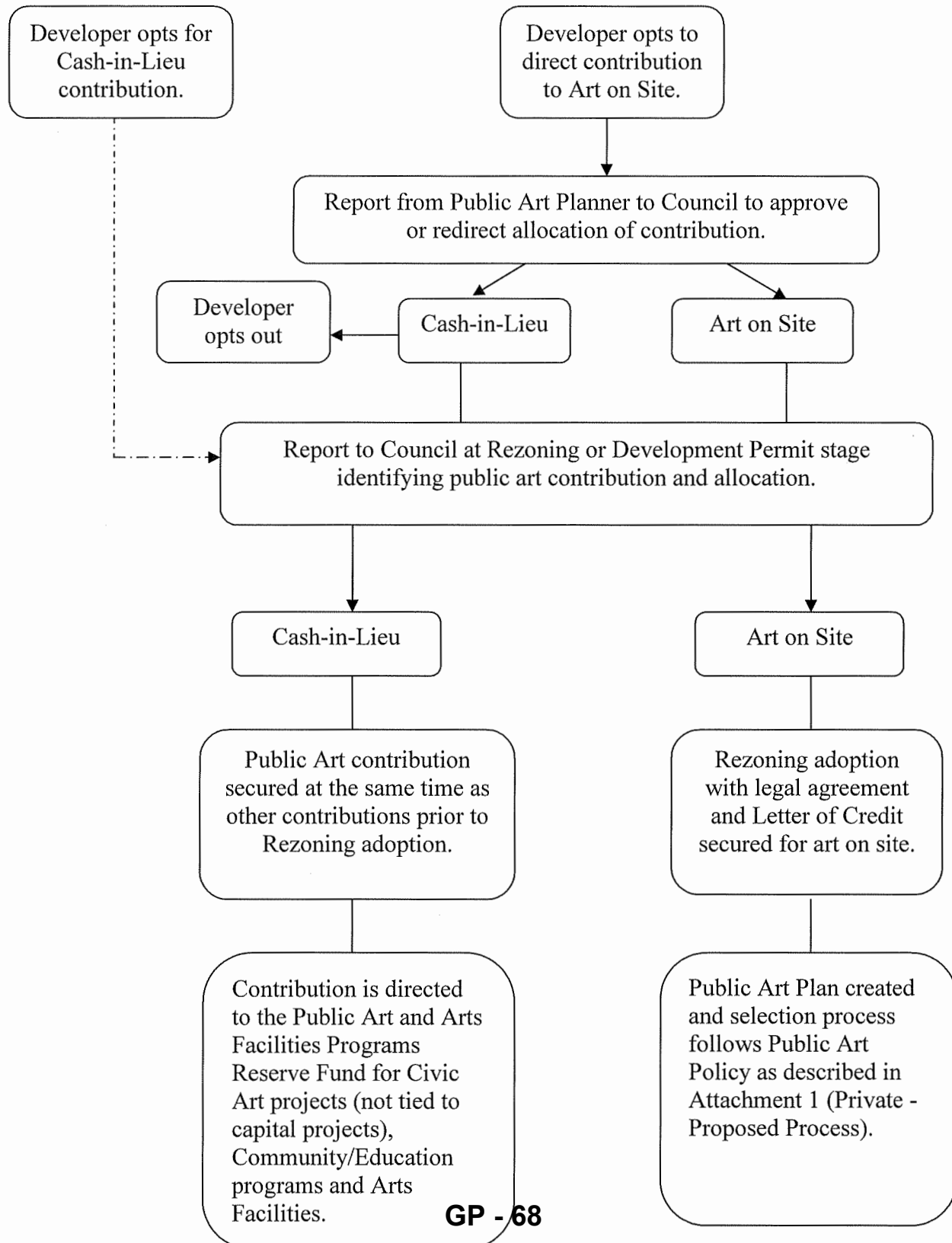
Year	Title of Artwork	Sponsor	Location	Artist/City	Owner	Budget	Image
2016	Three Ginseng Roots	Intracorp - Hollybridge Limited Partnership	City Centre	Evan Lee	Private	\$195,900	
2016	Site Unseen	Pinnacle International	City Centre	Mia Weinberg	Civic	\$80,000	
2017	Sail Wall	Cressey Development	City Centre	Derek Root	Private	\$155,700	
2017	A Distance Transformed	Concord Pacific Developments Inc.	City Centre	Raymond Boisjoly	Private	\$117,800	
2018	Alder Canopy	Townline Gardens Inc.	Ironwood	Joel Berman	Private	\$118,000	
2018	We Three	Pinnacle International	City Centre	Dan Bergeron	Civic	\$100,000	
2018	The Shape of Things	Beedie Living	City Centre	Kelly Lyan	Private	\$78,000	

EXISTING PROCESS

Allocation of Private Developer Public Art Contributions

PROPOSED PROCESS

Allocation of Private Developer Public Art Contributions



Physical Artworks							
Year	Title of Artwork	Sponsor	Location	Artist	Owner	Budget	Image
1998	Harmony	RFC Holdings Ltd.	City Centre	Alberto Replanski	Private	\$40,000	
2002	Japanese Canadian Fisherman's Memorial	Public Art Reserve, Community and Corporate Donations	Steveston	Junichiro Iwase	Civic	\$105,000	
2009	Minoru Horse	The Maureen and Milan Ilich Foundation	City Centre	Sergei Traschenko	Civic	\$150,000	
2009	Steveston Legacy	Steveston High School Alumni Association	Steveston	Norm Williams	Civic	\$250,000	
2012	Child of the Fraser	Capital Civic Project	Ironwood	Glen Anderson	Civic	\$91,500	
2012	Ribbon	Centro Development Ltd.	City Centre	Jamal Khalil	Private	\$14,000	

Public Art Commissioned Richmond Artists 1997–2019

2014	Glass Garden	Townline Gardens Inc.	Ironwood	Joel Berman	Private	\$57,000	
2016	Dream of the River	Oris Development	Steveston	Glen Anderson	Civic	\$50,000	
2018	Alder Canopy	Townline Gardens Inc.	Ironwood	Joel Berman	Private	\$118,000	
2019	Steveston Nikkei Memorial (pending)	Civic	Steveston	Hapa Collaborative, Joseph Fry	Civic	\$320,000	
1999	About Face	Public Art Reserve Caring Place	City Centre	Kinichi Shigeno	Civic	\$6,500	
2000	Spawning	Public Art Reserve	Oval	Pat Talmey	Civic	\$5,000	
2011	Terra Nova Bench Project	Parks Public Art Reserve	Terra Nova	Jamal Khalil	Civic	\$7,500	

Public Art Commissioned Richmond Artists 1997–2019

2012	The Bee	Mini Richmond	Bridgeport	Pete Sargent	Private	\$8,500	
2014	City as Site: Public Art Exhibition, Richmond Art Gallery	Public Art Reserve	City Centre	Glen Anderson	Civic	\$6,500	
2014	Art House – Artist's Book	Public Art Reserve	City Centre	J. Keith Donnelly	Civic	\$5,000	
2015	Water Words	Capital Civic Project	Thompson	Joanne Arnott	Civic	\$12,000	
2015	Sequence	Townline Ventures Inc.	City Centre	Eliza Au	Private	\$80,000	
2015	Rainbow Caihong Niji	Public Art Reserve	Aberdeen	Ted Yadeta	Civic	\$10,000	
2017	Apiary Almanac	Public Art Reserve	City Centre	Hapa Collaborative, Joseph Fry	Civic	\$60,000	


Public Art Commissioned Richmond Artists 1997–2019






2019	Richmond Arts Centre Mural (pending)	Public Art Reserve	City Centre	Keely O'Brien	Civic	\$5,000	
Engaging Artists in the Community							
Year	Title of Artwork	Sponsor	Location	Artist	Owner	Budget	Image
2000	Ecovision	Public Art Reserve South Arm Community Association	South Arm	Barbara Ziegler	Civic	\$4,600	
2003	Portals of the Future	Public Art Reserve	Oval	Mark Gallant, Yoli Garcia, Michael Hilde, Kathy Hill, Vedran Jelincic, Reto Marti, Noemi Pullers, A. Replanski, S. C. Sinclair And Erik Stainsby	Civic	\$127,000	
2004	Seeking Harmony, Respecting Diversity	Public Art Reserve T. Homma Parent Advisory Committee	Steveston	Mark Glavina	Private	\$5,000	
2005	Community Kaleidoscope	Public Art Reserve West Richmond Community Association	Seafair	Mark Glavina	Civic	\$5,000	

Public Art Commissioned Richmond Artists 1997–2019

2010	shOP ART	Public Art Reserve	Lansdowne	Keith Lau, Jeanette Jarville	Civic	\$5,000	
2010	Home	VANOC Venues Aboriginal Art Program	City Centre	J. Chen, Koko Chou, Adrian Dobres, Tessa Ettinger, Debra Head, Kayla Palmer	Civic	\$55,000	
2011	shOP ART	Public Art Reserve	Lansdowne	Teresa Ho, Liane McLaren-Varnam, Tony Chu, Marina Szijarto, mentor	Civic	\$5,000	
2012	Artist Initiated Projects 2012 - Art in Unexpected Places	Public Art Reserve	City Centre	Jovanni Sy Kitty Leung	Civic	\$10,900	
2015	Harvest Full Moon Project	Public Art Reserve	City Centre	Marina Szijarto	Civic	\$12,000	
2016		City Centre Community Association					
2017							
2018							
2017	The Gathering	Donation from Artist, Branscombe House Artist in Resident	Steveston	Rhonda Weppler	Civic	Donation	

Public Art Commissioned Richmond Artists 1997–2019



2018	Tide Water Tales	Public Art Reserve	Steveston	Lori Sherritt-Fleming	Civic	\$5,000	
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No. 3 Road Art Columns							
Year	Title of Artwork	Sponsor	Location	Artist	Owner	Budget	Image
2010	Metro Dykes - North, South and Middle Arms of the Fraser River	Appia Group of Companies	Art Columns City Centre	Barbara Zeigler	Civic	\$1,500	
2011	The Cultural Aquarium, Richmond	Appia Group of Companies Public Art Reserve	Art Columns City Centre	Danny Chen	Civic	\$1,500	
2011	Richmond Landscapes	Appia Group of Companies Public Art Reserve	Art Columns City Centre	Jeanette Jarville	Civic	\$1,500	
2011	Riverside Wonders	Appia Group of Companies Public Art Reserve	Art Columns City Centre	Riverside Artist Group	Civic	\$1,500	
2011	The Good Life	Public Art Reserve	Art Columns City Centre	Wilfredo Limvalencia	Civic	\$1,500	

Public Art Commissioned Richmond Artists 1997–2019

2012	Gems of Night	Public Art Reserve Appia Group of Companies	Art Columns City Centre	Terry Wong	Civic	\$1,500	
2015	Where Do You Think Food Comes From?	Public Art Reserve	Art Columns City Centre	Dawn Lo	Civic	\$1,500	
2016	How Art Works	Public Art Reserve	Art Columns City Centre	K. Limvalencia, Grant Withers, Irene Yu, Danny Chen, M. Cameron	Civic	\$5,000	
2018	the power was running through her glorious hair	Public Art Reserve	Art Columns City Centre	Rusna Kaur	Civic	\$1,500	
2018	Ma Fan Café (Trouble Café)	Public Art Reserve	Art Columns City Centre	Chad Wong	Civic	\$1,500	
2018	The Journey	Public Art Reserve	Art Columns City Centre	Chrystal Ho	Civic	\$1,500	
2018	Uprooted	Public Art Reserve	Art Columns City Centre	Patrick Wong	Civic	\$1,500	

Public Art Commissioned Richmond Artists 1997–2019



2019	Art for Wildlife	Public Art Reserve	Art Columns City Centre	Ming Yeung	Civic	\$1,500	
2019	The Faces of Richmond	Public Art Reserve	Art Columns City Centre	Nadia Mahamoor	Civic	\$1,500	

Pianos on the Street							
Year	Title of Artwork	Sponsor	Location	Artist	Owner	Budget	Image
2015 2016	Pianos on the Street	Public Art Reserve	Nature Park Britannia	Sid Axelrod Steveston London High School Students	Civic	\$500	
2016 2017 2018	Pianos on the Street	Public Art Reserve	Terra Nova	Sharing Farm Society	Civic	\$500	
2017	Pianos on the Street	Public Art Reserve	Cambie	Terry Foster Cambie Secondary Art Club Students	Civic	\$500	
2017	Pianos on the Street	Public Art Reserve	Steveston	Sid Axelrod Steveston/ London High School Students	Civic	\$500	

Public Art Commissioned Richmond Artists 1997–2019

2017	Pianos on the Street	Public Art Reserve	City Centre	Mr. Tony (Richmond Arts Centre instructor)	Civic	\$500	
2018	Pianos on the Street	Public Art Reserve	Steveston	Richmond Society for Community Living	Civic	\$500	
2018	Pianos on the Street	Public Art Reserve	Cambie	Cambie Youth Volunteer	Civic	\$500	
2018	Pianos on the Street, Piano Palooza	Public Art Reserve	Nature Park	Catherine Adamson	Civic	\$500	
Art Wrap Program							
Year	Title of Artwork	Sponsor	Location	Artist	Owner	Budget	Image
2010	Untitled	Public Art Reserve	Various	Jeanette Jarville	Civic	\$1,500	
2016	Colouring My Life	Public Art Reserve	Ironwood	Hilda Yuet Yi Fung	Civic	\$1,500	

Public Art Commissioned Richmond Artists 1997–2019

2016	Sockeye Returning Home	Public Art Reserve	Ironwood	Danny Chen	Civic	\$1,500	
2016	Sunset at Steveston	Public Art Reserve	Steveston	Danny Chen	Civic	\$1,500	
2018	Art Truck	Public Art Reserve	City Centre	Emily Sheppard (Richmond Arts Centre instructor)	Civic	\$1,200	
2018	The Fraser Connection	Environmental Programs Public Art Reserve	Steveston	Tasli Shaw	Civic	\$1,500	

Canada 150 Access Covers

Year	Title of Artwork	Sponsor	Location	Artist	Owner	Budget	Image
2018	Seven Generations	Public Art Reserve	Various	James Harry	Civic	\$1,200	