

Dawn Tucker & Judy Rose

The proposed removal of the Sveva Caetani mural raises concerns about our city's lack of a public art policy, artist rights, and economic fairness. Beyond a single artist, these issues impact our communities, local businesses, and our broader creative economy. Public art is not only nice to look at - it is a proven driver of economic revitalization, tourism, and community engagement.

Our murals have brought millions of dollars into our local economy over the years.

But, it could have been so much more. The original vision was for local businesses to also share in the economy of the murals through licensing and merchandising.

Our City currently lacks an Arts & Culture Policy, and it does not appear that best practices have been used to maintain the murals. This has invoked the public's concern regarding our community's cultural assets.

It's in the public interest to establish practices and policies as part of broader cultural asset management practices to benefit all residents.

Our hope is that we as a city can restore the murals and expand them in the manner and model they were originally designed. Our community deserves this economic driver. Especially the Sveva mural, whose namesake was locked away for so long deserves to not be locked away from the global draw that she is.

We cannot lose our community stories.

The murals brought our community together in their creation and they can bring us together in their restoration and expansion.

It's time our city implements an Arts & Culture Policy with best practices and an Independent Public Art and Culture Advisory Committee to save our murals.

We are see seeking the following:

- clarity on the sale of the property from the Cultural Corridor beside the Sveva Caetani mural
- the implementation of a formal Arts & Culture Policy for the City
- creation of an Independent Public Art & Culture Advisory Committee

And ultimately through that restoration of our murals, protection of our public art & proper asset management using best practices now and into the future.

Copyrights:

<https://www.carfac.ca/tools/know-your-copyrights/>

<https://carfac-raav.ca/2026-en/2026-en-3/>

<https://laws-lois.justice.gc.ca/eng/acts/C-42/Index.html>

<https://ised-isde.canada.ca/site/canadian-intellectual-property-office/en/copyright-learn-basics/copyright-learn-basics-protect-your-original-works-learn-why-copyright-matters>

Best Practices:

<https://www.canada.ca/en/conservation-institute/services/care-objects/fine-art/conservation-guidelines-outdoor-murals/caring-existing-mural.html>

https://www.culturalheritage.org/docs/default-source/resources/groups-and-networks/mural-creation-best-practices-full-document.pdf?sfvrsn=8ebcb2e3_4

Policies:

City of Victoria

<https://www.victoria.ca/media/file/public-art-policypdf>

<https://www.victoria.ca/media/file/mural-toolkitpdf>

City of Vernon Art Policy: see included papers

City of Lethbridge Public Art Policy

https://publicartlethbridge.ca/wp-content/uploads/2023/11/public-art-policy_2020.pdf

City of Lethbridge public Art Master Plan

<https://www.lethbridge.ca/media/eskhu1ub/public-art-master-plan.pdf>

Halton Hills Public Art Master Plan

<https://www.haltonhills.ca/en/explore-and-play/resources/Documents/PublicArtMasterPlanRevised.pdf>

Bylaws:

Vernon Sign Bylaw #4489

https://www.vernon.ca/sites/default/files/docs/bylaws/4489_signbylaw.pdf

Vernon Graffiti Bylaw 5010

https://www.vernon.ca/sites/default/files/docs/bylaws/graffiti_bylaw_5010.pdf



THE CORPORATION OF THE CITY OF VERNON

MEMORANDUM

TO: Will Pearce, Chief Administrative Officer **FILE:** 0810-30
PC: James Rice, Director Operation Services **DATE:** November 2, 2022
FROM: Brian Story, Manager Building Services
SUBJECT: MURAL MAINTENANCE

Administration has been working with the Downtown Vernon Association (DVA) to determine maintenance requirements for the downtown murals. Based on the completed assessment, many of the murals require significant repair and rehabilitation that will need to be performed by the original artist or other qualified person to bring them back to original condition. The DVA will be arranging to have the repairs completed in 2023 and 2024, and have provided an estimated cost of approximately \$100,100 to complete the work as detailed in attachment 1.

The Mural Maintenance Reserve presently has a balance of \$107,366. Council approval is required to authorize expenditures from the reserve to cover the proposed maintenance work.

RECOMMENDATION:

THAT Council receive the memorandum titled "Mural Maintenance" dated November 2, 2022, respectfully submitted by the Manager, Building Services;

AND FURTHER, that Council authorize the expenditure of up to \$100,100 for repair and maintenance of the downtown murals to be funded from the Mural Maintenance Reserve.

Respectfully submitted:

Brian
Story

Digitally signed by: Brian Story
DN: CN = Brian Story, email =
BStory@vernon.ca OU = COV
Users: Yards
Date: 2022.11.03 09:25:55 -
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Brian Story

Attachment 1 – Mural maintenance estimate

Attachment 1

Downtown Vernon Mural Maintenance Estimate Details

November 2, 2022

Mural	Repair	Cost
1.Train Mural	art repair	\$2000
2.Fire Chief Mural	art repair + wash & glaze	\$7500
3.City of Vernon/Woman Mural	wash & glaze	\$1500
4.Indian Motor Cycle Mural	wash & glaze	\$1500
5.Geisha Wall	art repair	\$1000
6.WW1 Mural-staples	art repair + wash & glaze	\$8000
7.Trompe L'oeil Mural	wash & glaze	\$1500
8.Alley House Mural	art repair + wash & glaze	\$4000
9.Fisher Hardware Mural	wash & glaze	\$1500
10.Caetani Mural	wash & glaze	\$1500
11.Alice Parkes Mural	art repair	\$5000
12.Alley Legion War Murals	art repair	\$2500
13.City of Vernon Plane Mural	art repair + wash & glaze	\$3500
14.Cowboy Mural	wash & glaze	\$1500
15.Okanagan Band Mural	art repair	\$10000
16.Sovereign Lake Mural	Mural is in good shape	\$0
17.Multi-Cultural Mural	Mural is in good shape	\$0
18.Axel Ebring Mural	art repair	\$500
19.Frank Reynolds Mural	Mural is in good shape	\$0
20.Okanagan Lake Mural	wash & glaze	\$1500
21.Steam Laundry Mural	art repair + wash & glaze	\$6000
22.Vernon News	Mural is in good shape	\$0
23.Apple Mural	art repair + wash & glaze	\$5000
24.Ogopogo Mural	wash & glaze	\$1500
25.Sunflower Internment Mural	art repair	\$4500
26.Upper Alley Mural old Cento Building	(Discussion required on repairs and value of repairs)	
27.Captain Shorts Mural	art repair	\$8000
28.Art Gallery Murals	art repair	\$11500
Total repair estimate		\$91,000
10% Contingency		\$9,100
Total		<u>\$100,100</u>



THE CORPORATION OF THE CITY OF VERNON

MEMORANDUM

TO: Patti Bridal, Chief Administrative Officer **FILE:** 0810-30
PC: Debra Law, Director Financial Services **DATE:** March 1, 2023
Brett Bandy, Manager, Real Estate
FROM: James Rice, Director Operation Services
SUBJECT: DOWNTOWN MURALS – AGREEMENT AMENDMENT

At its November 28, 2022 Regular meeting, Council passed the following resolution:

“THAT Council receive the memorandum titled “Downtown Murals – Background Information” dated November 17, 2022, respectfully submitted by the Director, Operation Services;

AND FURTHER, that Council directs Administration to pay the \$100,100 to the DVA as work is completed and the DVA invoices the City.”

The purpose of this memo is to obtain Council's authorization to amend the Mural Maintenance Agreement between the City of Vernon (City) and the Downtown Vernon Association (DVA). The amendment is required in order to address inconsistencies with how mural maintenance is actually being performed relative to the agreement. The requirement for annual mural inspections has also been included as part of the amendment.

Historically, the DVA has inspected the murals and provided the City with a list of deficiencies. Minor repairs and maintenance including washing, graffiti removal and sealing are coordinated by the City. The DVA coordinates major repairs including building repairs or repairs requiring the involvement of the original mural artist. The proposed amendment reflects this arrangement and is supported by the DVA Executive as presented.

The current Mural Maintenance Agreement is included as Attachment 1 and the proposed amendment is included as Attachment 2.

RECOMMENDATION:

THAT Council receive the memorandum titled “Downtown Murals – Agreement Amendment” dated March 1, 2023, respectfully submitted by the Director, Operation Services;

AND FURTHER, that Council authorize the Mayor and Corporate Officer to execute the amendment to the Mural Maintenance Agreement and supporting documents between the City of Vernon and the Downtown Vernon Association as substantially presented and

attached to the memorandum titled "Downtown Murals – Agreement Amendment" dated March 1, 2023, from the Director of Operation Services.

Respectfully submitted:

**James
Rice**

Digitally signed by: James
Rice
DN: CN = James Rice
email = JRice@vernon.ca
OU = COV Users, Yards
Date: 2023.03.01 14:02:
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James Rice,
Director, Operation Services

Attachment 1 – Mural Maintenance Agreement
Attachment 2 – Mural Maintenance Agreement - Amendment



This agreement made the 18th day of August, 2005

BETWEEN

THE CORPORATION OF THE CITY OF VERNON

City Hall
3400 30th Street
Vernon, BC
V1T 5E6

(the "City")

AND:

THE DOWNTOWN VERNON ASSOCIATION

#4 – 3101 29th Street
Vernon, BC
V1T 5A8

("the Association")

WHEREAS:

- A. Through the efforts of the Association and the financial support of the City, murals portraying the history of the City of Vernon were painted on buildings throughout the downtown business district;
- B. The City and the Association agree that the murals are a valuable asset to the Greater Vernon Community and mural maintenance is of primary concern;

NOW THEREFORE THIS AGREEMENT WITNESSES that in consideration of the premises and mutual covenants and agreements herein contained, the parties hereto agree as follows:

1. The City agrees to establish and administer the Maintenance Fund for the Murals within the boundaries shown on Schedule "A" attached hereto.
2. The Association will commit up to \$5,000 per budget year to the Maintenance Fund. The City will deduct this \$5,000 from the Association's annual Business Improvement Area Levy allocation for deposit to the Maintenance Fund. The City agrees that the City will match or exceed the Association's contribution each budget year.
3. The Association will work with the City's Fleet and Facilities Manager to identify maintenance needs, potential contractors, materials, grants, and other matters related to the Murals.
4. The City will notify the Association as to the maintenance work that will be undertaken on the Murals; provide a cost estimate of the proposed work and the time estimated to complete the work. Statements regarding the Maintenance Fund will be supplied at the end of each calendar year.
5. All monies within the Maintenance Fund are for Mural maintenance only, with excess monies in any given year being carried over to the next year. In the event that the Maintenance Fund is dissolved, all remaining monies will be divided proportionately according to the contribution levels between the City and The Association.
6. In the event of extenuating circumstances such as vandalism causing damage to a number of Murals and where the current monies within the Maintenance Fund do not cover the cost of repair, the City will advance the required funds to refurbish the Murals, until the Maintenance Fund can be replenished.

7. The Association will assist where possible to replenish the Maintenance Fund in the event of extenuating circumstances by seeking grants or by fundraising. Grants may also be used to assist with preventative maintenance.

8. The Association shall at all times remain the owner of the copyright in the Murals and nothing in this Agreement shall give the city an explicit or implied license or right to use the Murals in any manner without the written consent of the Association.

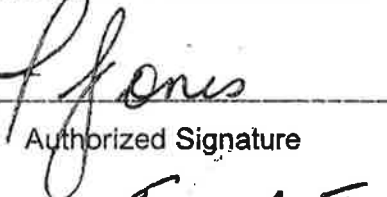
AGREED to the day and year first above written.

The City of Vernon

Per: 
Authorized Signature

Print Name: BERND H. FEHRMANN

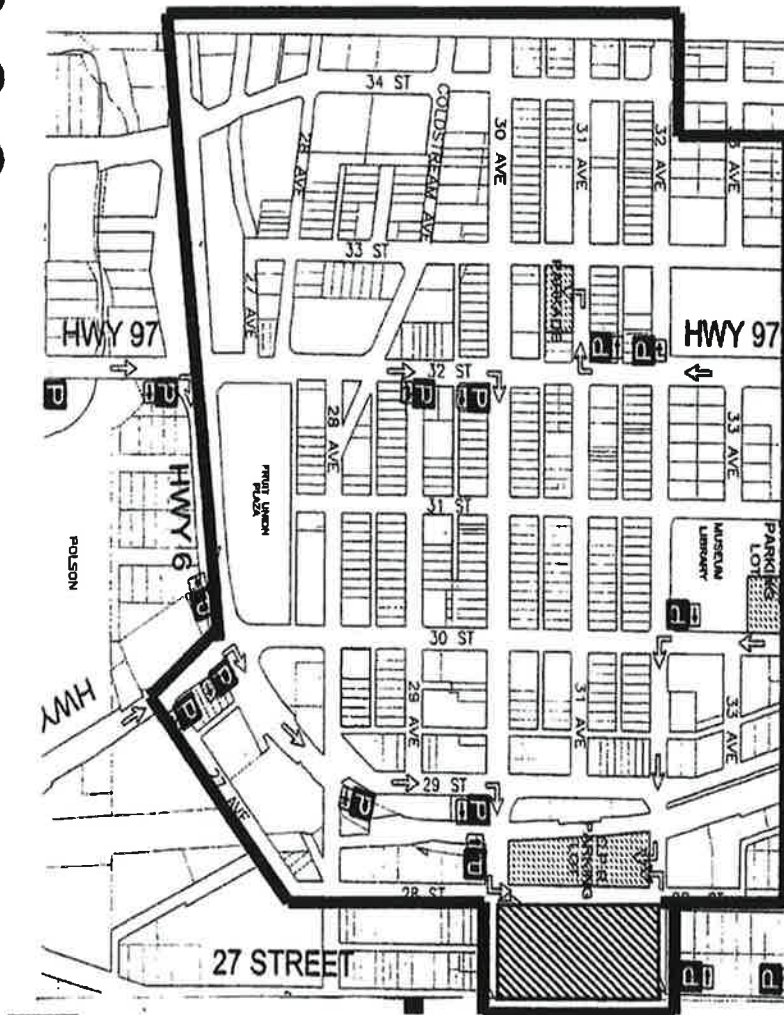
Downtown Vernon Association


Per: 
Authorized Signature

Print Name: TERRI A. JONES

SCHEDULE "A"

(DVA BIA BOUNDARIES)



 BIA Expansion 2800 block 27 & 28th St

 Primary & Secondary Area Boundaries

AMENDMENT TO THE MURAL MAINTENANCE AGREEMENT

THIS AGREEMENT dated for reference the _____ day of _____ 2023

BETWEEN

THE CORPORATION OF THE CITY OF VERNON

City Hall
3400 30th Street
Vernon, BC
V1T 5E6

(the "City")

AND:

THE DOWNTOWN VERNON ASSOCIATION

#101 – 3334 30TH Avenue
Vernon, BC
V1T 2C8

(the "Association")

WHEREAS:

- A. The City and the Association entered into a Mural Maintenance Agreement dated August 18, 2005.
- B. The City and the Association have agreed to amend the Mural Maintenance Agreement as hereinafter more particularly set out;

NOW THEREFORE, this Agreement witnesses that in consideration of the premises and mutual covenants and agreements herein contained, the parties agree as follows:

- 1. The words and phrases used in this Agreement shall have the same meanings as ascribed to them in the Mural Maintenance Agreement unless otherwise specifically defined herein.
- 2. The Parties hereby confirm the Mural Maintenance Agreement, and, except as otherwise provided in this Agreement, further confirm that the provisions contained in the Mural Maintenance Agreement will continue to be in full force and effect and binding upon both parties and their respective successors and assigns.
- 3. This Agreement may be executed in as many counterparts as may be necessary and may be delivered by facsimile or other electronic means and each such counterpart agreement so

executed and delivered shall be deemed to be an original and such counterpart copies together shall constitute one and the same instrument.

4. Section 3. and Section 4. of the Mural Maintenance Agreement are hereby deleted in their entirety and replaced with the following:

~~3. The Association will work with the City's Fleet and Facilities Manager to identify maintenance needs, potential contractors, materials, grants, and other matters related to the Murals.~~

~~4. The City will notify the Association as to the maintenance work that will be undertaken on the Murals; provide a cost estimate of the proposed work and the time estimated to complete the work. Statements regarding the Maintenance Fund will be supplied at the end of each calendar year.~~

3. The Association will work with the City to identify maintenance needs, potential contractors, materials, grants, and other matters related to the murals. The Association will conduct annual inspections of all the murals and report any deficiencies and estimated repair costs to the City by May 31, of each year. The City will confirm that funding is available and provide approval to complete the repairs.

4. The City will be responsible for coordinating the completion of mural cleaning, sealing and graffiti removal. The Association will be responsible for coordinating the completion of all other repairs to the murals including building repairs or repairs requiring the involvement of the original mural artist.

IN WITNESS WHEREOF the parties have executed this Agreement as of the date first above written.

CITY OF VERNON

DOWNTOWN VERNON ASSOCIATION

Per: _____
Mayor

Per: _____
Authorized Signature

Per: _____
Corporate Officer

Print Name: _____



THE CORPORATION OF THE CITY OF VERNON
 3400 – 30th Street, Vernon, B.C. V1T 5E6
 Telephone: (250) 545-1361 Fax: (250) 545-4048
 website: www.vernon.ca


Corporate Policy Manual

Section:		
Sub-Section:		
Title:	Public Visual Arts Policy	

RELATED POLICIES

Number	Title

APPROVALS

POLICY APPROVAL:	AMENDMENT APPROVAL:	SECTION AMENDED
Approved by:  Mayor: Date: February 28, 2005	Amendment Approved by: Mayor: Date:	

Policy Statement

Operating Guidelines

- **Section A** **Purpose, Benefits, Principles and Goals**
 - A.1 Purpose
 - A.2 Benefits of Public Art
 - A.3 Guiding Principles
 - A.4 Goals

- **Section B** **Funding Strategy**
 - B.1 Goal
 - B.2 Guidelines

- **Section C** **Governance**
 - C.1 Establishment of the Public Visual Art Advisory Committee (PAAC)
 - C.2 Responsibility of PAAC
 - C.3 Code of Conduct
 - C.4 Authority/Managing Controversy/Public Information
 - C.5 Role of Municipal Administration

- **Section D** **Selection and Management**
 - D.1 Jury Process: Selection of Art
 - D.2 General Management of the Collection
 - D.3 De-accessioning of Artwork

POLICY

The City of Vernon's Public Visual Arts Policy provides process and guidelines to demonstrate its commitment to celebrate, acquire and promote the visual arts.

SECTION A: Purpose, Benefits, Principles & Goals**A.1 Purpose**

The purpose of a Public Visual Art Policy for the City of Vernon is:

1. To ensure that the artwork and creative concepts of artists become part of the planning and design of publicly accessible spaces, and contribute positively to making public art visually stimulating and community oriented;
2. To ensure that through its selection process, artists provide a variety of artistic expressions and to ensure that the jury process is meaningful, fair, and equitable, and compatible with development aspirations;
3. To encourage community members to participate in developing the resources of public art;
4. To provide public trust and stewardship of public art;
5. To position the City to be eligible for grants from foundations, private sponsors and senior levels of government.

A.2 Benefits of Public Art to the City of Vernon

Public Art:

1. Creates a clear sense of community pride and identity;
2. Serves as a catalyst to economic development and tourism;
3. Develops a more pleasant, safer and livable community as part of the City's infrastructure;
4. Rekindles the historic precedent of collaborations between artists, architects, engineers and planners in a meaningful way and activates untapped resources;
5. Inspires and provokes new ways of looking at the City;

6. Demonstrates the City's desire to provide opportunities for its citizens;
7. Can provide opportunities for newcomers to access and contribute to their community and to meet with other residents;
8. Can be an artistic interpretation that takes into consideration the physical appearance of a public location, its history and the nature of the community;
9. Can act as a bridge between different groups and generations of people and inspires new ways of looking at the world;
10. Can identify and reveal community legacies through the deliberate choice of public art sites;
11. To commerce and industry, the investment in a Public Visual Art Policy indicates the cultural maturity of Vernon;
12. Provides educational value to residents and visitors to the community.

A.3 Guiding Principles

The guiding principles of the City of Vernon's Public Visual Art Policy ensure that public art will:

1. Celebrate and promote local artists;
2. Be integral to the civic planning and development process;
3. Be acquired to enhance the quality of life in the City of Vernon.
4. Be supported with adequate resources to create and preserve its significant public art works;
5. Create links through the promotion of opportunities for community development, community engagement and community partnerships;
6. Demonstrate the significance of art in community life;
7. Be accessible to all citizens;

A.4 Goals

The goals of the public art policy are:

1. To enhance the quality of life in the City of Vernon;
2. To encourage public visual art by local artists;
3. To promote, celebrate and acquire art works by visual artists in the community.
4. To incorporate and integrate the public art program into the planning, design, and execution of selected civic and private development projects;
5. To encourage participation of and partnership with the private sector to provide for enhanced public art in private spaces that are publicly accessible;
6. To reflect the diversity of Vernon and its citizens;
7. To demonstrate through projects that public art can significantly enhance the City as a location for diversified economic development.

SECTION B: Funding Strategy**B.1 Goals**

- B.1.1 The goal of the Funding Strategy is to establish a sustainable funding mechanism;
- B.1.2 That the City of Vernon fund \$25,000 annually, subject to annual budget approval;
- B.1.3 Should the City receive greater than \$25,000 in any given year from the sources below, the committee is authorized to spend the additional amount up to \$50,000. Should available funding exceed \$50,000 in any given year, the additional funds will be placed in a reserve for use for special projects.

B.2 Operating Guidelines

- B.2.1 Private commercial and/or industrial construction projects will contribute to the City of Vernon's Public Visual Art Program a 0.33% levy based on the project value.

B.2.2 The Public Arts Committee is permitted to create an endowment.

B.3 General Guidelines

B.3.1 A minimum of 75% of funds raised from the Percentage for Public Art on selected capital projects must be used to pay the cost of designing, fabricating and installing the public art work chosen through the art selection process.

B.3.2 Funds allocated on specific capital projects will be apportioned with a maximum of 25% of the funds contributing to the implementation and maintenance of the Public Visual Art Program. This includes the governance and administration of the selection process, collection, inventory, maintenance, insurance, staffing, acceptance of gifts and bequests, the de-accession of artwork, establishment of a maintenance reserve, and overall policy review.

SECTION C: Governance

To achieve the goals of the City of Vernon's Public Visual Arts Policy, a Public Art Advisory Committee (PAAC) will be established.

C.1 Establishment of a Public Art Advisory Committee (PAAC)

C.1.1 A Public Art Advisory Committee will be established by City Council to advise on the Implementation of the Public Visual Arts Policy.

C.1.2 PAAC reports to Council through the Manager, Corporate Services.

C.1.3 PAAC will be a voluntary committee of 5 members selected from the following disciplines:

- Architect or landscape architect
- Art historian or educator
- Art administrator or curator
- Urban designer or civil engineer
- Visual artist
- Developer
- A city staff member

Members of PAAC should demonstrate significant knowledge in the field of public art and be familiar with the Vernon community. All of the members are required to be residents of the City of Vernon.

- C.1.4 Members of PAAC are appointed for a three-year term. Members of the Public Art Advisory Committee may not serve for more than two consecutive 3-year terms.
- C.1.5 PAAC will meet a minimum of four times a year. PAAC shall meet on a more frequent basis if required.
- C.1.6 PAAC will appoint a Chair and a Vice-Chair annually to call and preside at meetings, and to set an agenda. Meetings are to be set in advance and project deadlines are to be established.
- C.1.7 A majority of PAAC shall constitute a quorum.

C.2 Responsibilities of the PAAC

With the assistance of the City staff, the Public Art Advisory Committee (PAAC) will:

- C.2.1 Promote and be actively engaged in the establishment of a public art component at all potential sites and shall advise Council on all matters concerning public art;
- C.2.2 Review all proposed public art projects, and ensure the application of established procedures and guidelines on a project-by-project basis, and may recommend the appointment of a selection panel;
- C.2.3 Advise Council on communication and outreach to the community regarding public art;
- C.2.4 Advise Council on the implementation and maintenance of a civic public art inventory and the implementation of the accessioning and de-accessioning components of the Public Visual Art Policy;
- C.2.5 Advise Council on proposed artwork gifts, bequests and donations to the City of Vernon according to established guidelines;
- C.2.6 Advise Council to ensure that the proper maintenance program of public artworks is in place and practiced, in collaboration with municipal staff;
- C.2.7 Encourage the development of private sector public art and public-private partnerships for public art;
- C.2.8 Actively research and secure grant opportunities and other funding options.

C.2.9 When required, select a minimum 3 person jury of art professionals and community members to choose the art or artists selected for commission.

C.2.10 Through the Public Visual Art Policy, gifts, donations and bequests of public art must be considered in a manner similar to all Public Art Work proposals. The guidelines for acceptance of gifts, donations and bequests of items of accepted, the criteria for acceptance, the placement of art work, acceptance of time limited loans, the procedures of documentation and the authentication of proposed art work to professional standard are all to be developed by the PAAC.

C.2.11 De-accession guidelines will be developed to cover the relocation, removal, destruction or disposal of public art work.

C.2.12 PAAC will review and recommend revisions of the Public Visual Art Policy, to Vernon City Council.

C.3 Code of Conduct

To ensure the fair and equitable treatment of all participants in the public art process:

C.3.1 Members of PAAC are prohibited from directly or indirectly benefiting from their participation in the Public Art Policy Committee during their tenure, and for a period of twelve months following the completion of their term. Members are not permitted to participate in PAAC projects.

C.3.2 The Community Charter for conflict of interest will apply.

C.4 Committee Authority / Managing Controversy & Conflict / Public Information

The PAAC should:

C.4.1 Operate with an autonomous status, reporting its recommendations to City Council;

C.4.2 Ensure the provision of opportunities for direct and informed public involvement in the direction and selection of public art work;

C.4.3 Ensure that Federal laws will apply including those regarding censorship and obscenity;

- C.4.4 Recognize that although public artwork may occasionally cause controversy, the jury guidelines must provide a responsible, public selection process, which in turn ensures that secured artwork is supportable by the community and not subject to short-lived movements;
- C.4.5 Ensure that primary to the activity of the PAAC is its responsibility to provide regular opportunities to share information and provide community education on the public art program.
- C.5 Role of Municipal Administration
- C.5.1 To implement and maintain the Public Visual Art Policy, the City will contract support services to work directly with PAAC.
- C.5.2 The Contractor will be responsible for facilitating PAAC regular meetings, circulating information, arrange for the recording of minutes in coordination with City staff, and assisting through the development and management of annual operating budgets approved by City Council. Staff will maintain the public art inventory, ensure the updated management of the Public Art Master Plan and negotiate and manage the day-to-day internal support for civic and capital projects.
- C.5.3 The mandate and guiding principles of the Public Art Policy seek to foster relationship between the City, developers, and artists and provides consultation that is current, informed and professional. The Contractor will work with other City staff on long-term public art planning, working in conjunction with PAAC.

SECTION D: Public Art Trust Program for Selection and Management

D.1 Jury Process: Art Selection

The Public Visual Art Policy supports the need for a juried art selection process that will be democratic, have public appeal, and will produce strong artistic choices. A juried public art competition ensures that uniform, arm's length procedures apply to all parties in the selection process. By publicizing its objectives, a competition can also stimulate community interest and education in public art.

To achieve this end:

- D.1.1 PAAC will operate public art competitions (open, staged and invitational) as their prime selection process.

- D.1.2 PAAC members will not participate in the direct selection process to choose the art or artists selected for commission.
- D.1.3 A jury of impartial art professionals and community members will choose the art or artists selected for commission.
- D.1.4 In adopting a publicly juried art process, the City accepts the responsibility of public art stewardship.
- D.1.5 The act of commissioning art work, its usage and maintenance of public art must comply with current federal artist copyright codes. These codes are legislated and should be included in the successful artist's contract established by the City of Vernon, upon the recommendation of the City Solicitor and working in partnership with PAAC.

D.2 General Management of the Collection

- D.2.1 The City will maintain the art documentation through appropriate inventory.
- D.2.2 The annual maintenance, insurance and long term of art works in public places on municipally owned land, is the responsibility of the City of Vernon.
- D.2.3 The City shall preserve the integrity and security of the works of art.
- D.2.4 The management of the collection will be the responsibility of the City of Vernon through the advisory guidance of the PAAC and with the professional practice of civic staff and/or contract specialists as required.
- D.2.5 An inventory of current City owned public art works and significant private works placed at publicly accessible private sites will be kept current and maintained through the Public Visual Art Policy.

D.3 De-accessioning of Artwork

- D.3.1 PAAC will recommend to City Council the de-accessioning procedure.



THE CORPORATION OF THE CITY OF VERNON

TERMS OF REFERENCE

Committee Name: Public Art Advisory Committee

Type: Standing

Approvals/Reviews/Amendments

Approved by Council:	Amendment Approved by:		
<i>Wayne Lippert</i>			
Mayor:			
Date July 24, 2006	Date:	Date:	

1.0 Committee Purpose

To achieve the goals of the City of Vernon's Public Visual Arts Policy, a Public Art Advisory Committee (PAAC) will be established.

1.1 Establishment of a Public Art Advisory Committee (PAAC)

1.1.1 A Public Art Advisory Committee will be established by City Council to advise on the implementation of the Public Visual Arts Policy.

1.1.2 PAAC reports to Council through the Chief Administrative Officer/Deputy Chief Administrative Officer.

1.1.3 PAAC will be a voluntary committee of 5 members selected from the following disciplines:

- Architect or landscape architect
- Art historian or educator
- Art administrator or curator
- Urban designer or civil engineer
- Visual artist
- Developer
- A city staff member



THE CORPORATION OF THE CITY OF VERNON

Members of PAAC should demonstrate significant knowledge in the field of public art and be familiar with the Vernon community. All of the members are required to be residents of the City of Vernon.

- 1.1.4 Members of PAAC are appointed for a three-year term. Members of the Public Art Advisory Committee may not serve for more than two consecutive 3-year terms.
- 1.1.5 PAAC will meet a minimum of four times a year. PAAC shall meet on a more frequent basis if required.
- 1.1.6 PAAC will appoint a Chair and a Vice-Chair annually to call and preside at meetings, and to set an agenda. Meetings are to be set in advance and project deadlines are to be established.
- 1.1.7 A majority of PAAC shall constitute a quorum.

1.2 Responsibilities of the PAAC

With the assistance of the City staff, the Public Art Advisory Committee (PAAC) will:

- 1.2.1 Promote and be actively engaged in the establishment of a public art component at all potential sites and shall advise Council on all matters concerning public art;
- 1.2.2 Review all proposed public art projects, and ensure the application of established procedures and guidelines on a project-by-project basis, and may recommend the appointment of a selection panel;
- 1.2.3 Advise Council on communication and outreach to the community regarding public art;
- 1.2.4 Advise Council on the implementation and maintenance of a civic public art inventory and the implementation of the accessioning and de-accessioning components of the Public Visual Art Policy;
- 1.2.5 Advise Council on proposed artwork gifts, bequests and donations to the City of Vernon according to established guidelines;
- 1.2.6 Advise Council to ensure that the proper maintenance program of public artworks is in place and practiced, in collaboration with municipal staff;
- 1.2.7 Encourage the development of private sector public art and public-private partnerships for public art;
- 1.2.8 Actively research and secure grant opportunities and other funding options.



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- 1.2.9 When required, select a minimum 3 person jury of art professionals and community members to choose the art or artists selected for commission.
- 1.2.10 Through the Public Visual Art Policy, gifts, donations and bequests of public art must be considered in a manner similar to all Public Art Work proposals. The guidelines for acceptance of gifts, donations and bequests of items of accepted, the criteria for acceptance, the placement of art work, acceptance of time limited loans, the procedures of documentation and the authentication of proposed art work to professional standard are all to be developed by the PAAC.
- 1.2.11 De-accession guidelines will be developed to cover the relocation, removal, destruction or disposal of public art work.
- 1.2.12 PAAC will review and recommend revisions of the Public Visual Art Policy, to Vernon City Council.

1.3 Code of Conduct

To ensure the fair and equitable treatment of all participants in the public art process:

- 1.3.1 Members of PAAC are prohibited from directly or indirectly benefiting from their participation in the Public Art Policy Committee during their tenure, and for a period of twelve months following the completion of their term. Members are not permitted to participate in PAAC projects.
- 1.3.2 The Community Charter for conflict of interest will apply.

1.4 Committee Authority / Managing Controversy & Conflict / Public Information

The PAAC should;

- 1.4.1 Operate with an autonomous status, reporting its recommendations to City Council;
- 1.4.2 Ensure the provision of opportunities for direct and informed public involvement in the direction and selection of public art work;
- 1.4.3 Ensure that Federal laws will apply including those regarding censorship and obscenity;
- 1.4.4 Recognize that although public artwork may occasionally cause controversy, the jury guidelines must provide a responsible, public selection process, which in turn ensures that secured artwork is supportable by the community and not subject to short-lived movements;

- 1.4.5 Ensure that primary to the activity of the PAAC is its responsibility to provide regular opportunities to share information and provide community education on the public art program.
- 1.5 Role of Municipal Administration
 - 1.5.1 To implement and maintain the Public Visual Art Policy, the City will contract support services to work directly with PAAC.
 - 1.5.2 The Contractor will be responsible for facilitating PAAC regular meetings, circulating information, arrange for the recording of minutes in coordination with City staff, and assisting through the development and management of annual operating budgets approved by City Council. Staff will maintain the public art inventory, ensure the updated management of the Public Art Master Plan and negotiate and manage the day-to-day internal support for civic and capital projects.
 - 1.5.3 The mandate and guiding principles of the Public Art Policy seek to foster relationship between the City, developers, and artists and provides consultation that is current, informed and professional. The Contractor will work with other City staff on long-term public art planning, working in conjunction with PAAC.

TERMS OF REFERENCE

Committee Name: Public Art Advisory Committee

Type: Standing

Approvals/Reviews/Amendments

Approved by Council: <i>Wayne Lippert</i>	Amendment Approved by: <i>Wayne Lippert</i>		Amendments to add Council member, staff liaison and Committee Clerk to the committee.
Mayor:	Mayor:		
Date July 24, 2006	Date: February 26, 2007	Date:	

1.0 Committee Purpose

To achieve the goals of the City of Vernon's Public Visual Arts Policy, a Public Art Advisory Committee (PAAC) will be established.

1.1 Establishment of a Public Art Advisory Committee (PAAC)

- 1.1.1 A Public Art Advisory Committee will be established by City Council to advise on the implementation of the Public Visual Arts Policy.
- 1.1.2 PAAC reports to Council through the Chief Administrative Officer/Deputy Chief Administrative Officer.
- 1.1.3 PAAC will be a voluntary committee of 7 voting members selected from the following disciplines:
 - Architect or landscape architect
 - Art historian or educator
 - Art administrator or curator
 - Urban designer or civil engineer
 - Visual artist
 - Developer

Members of PAAC should demonstrate significant knowledge in the field of public art and be familiar with the Vernon community. All of the members are required to be residents of the City of Vernon.

The Mayor shall appoint a member of Council to the Committee annually as a non-voting member and representative of Council. The Mayor is also a non-voting member of the Committee as per the Council Committee System policy.

The Chief Administrative Officer shall appoint a staff liaison for the Committee. The Committee Clerk is the secretary to the Committee.

- 1.1.4 Members of PAAC are appointed for a three-year term. Members of the Public Art Advisory Committee may not serve for more than two consecutive 3-year terms.
- 1.1.5 PAAC will meet a minimum of four times a year. PAAC shall meet on a more frequent basis if required.
- 1.1.6 PAAC will appoint a Chair and a Vice-Chair annually to call and preside at meetings, and to set an agenda. Meetings are to be set in advance and project deadlines are to be established.
- 1.1.7 A majority of PAAC shall constitute a quorum.

1.2 Responsibilities of the PAAC

With the assistance of the City staff, the Public Art Advisory Committee (PAAC) will:

- 1.2.1 Promote and be actively engaged in the establishment of a public art component at all potential sites and shall advise Council on all matters concerning public art;
- 1.2.2 Review all proposed public art projects, and ensure the application of established procedures and guidelines on a project-by-project basis, and may recommend the appointment of a selection panel;
- 1.2.3 Advise Council on communication and outreach to the community regarding public art;
- 1.2.4 Advise Council on the implementation and maintenance of a civic public art inventory and the implementation of the accessioning and de-accessioning components of the Public Visual Art Policy;
- 1.2.5 Advise Council on proposed artwork gifts, bequests and donations to the City of Vernon according to established guidelines;
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- 1.3.2 The Community Charter for conflict of interest will apply.

1.4 Committee Authority / Managing Controversy & Conflict / Public Information

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- 1.4.1 Operate with an autonomous status, reporting its recommendations to City Council;
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TERMS OF REFERENCE

Committee Name: Public Art Advisory Committee

Type: Standing

Approvals/Reviews/Amendments

Approved by Council:	Amendment Approved by:	Amendment Approved by:	Amendments to add Council member, staff liaison and Committee Clerk to the committee. Amendment to add 2 members of the public
<i>Wayne Lippert</i> Mayor:	<i>Wayne Lippert</i> Mayor:	<i>Wayne Lippert</i> Mayor:	
Date July 24, 2006	Date: February 26, 2007	Date: June 9, 2008	

1.0 Committee Purpose

To achieve the goals of the City of Vernon's Public Visual Arts Policy, a Public Art Advisory Committee (PAAC) will be established.

1.1 Establishment of a Public Art Advisory Committee (PAAC)

1.1.1 A Public Art Advisory Committee will be established by City Council to advise on the implementation of the Public Visual Arts Policy.

1.1.2 PAAC reports to Council through the Chief Administrative Officer/Deputy Chief Administrative Officer.

1.1.3 PAAC will be a voluntary committee of ⁷8 voting members selected from the following disciplines:

- Architect or landscape architect
- Art historian or educator
- Art administrator or curator
- Urban designer or civil engineer
- Visual artist
- Developer
- Council Representative
- Member of the Public



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INTERNAL M E M O R A N D U M

TO: Public Art Advisory Committee

FILE: 0540-33

PC: Gail Mrazek, Committee Clerk

DATE: April 12, 2007

FROM: Patti Bridal, City Clerk

SUBJECT: *AMENDED TERMS OF REFERENCE FOR PAAC and REFERRAL ITEMS*

Council, at their April 10th, 2007 meeting reviewed the Terms of Reference for the Public Art Advisory Committee and the following motion resulted:

"THAT Council amends the Terms of Reference to the Public Art Advisory Committee to include the Council Representative as a voting Member of the Committee, and that the Council Representative be appointed as the Chairperson of the Committee;

AND FURTHER, that the Committee be requested to review the maintenance of the Jade Sculpture at the Library, and the City's Murals, and bring a recommendation back to Council.

CARRIED."

Gail Mrazek, Committee Clerk will be coordinating the next meeting with the Chairperson, Councillor Cochrane. The amended Terms of Reference will be distributed to all members.

Patti Bridal