



SUBJECT: Public Art in Public Spaces	SECTION: Parks NUMBER: 6.6 PAGE 1 OF 7
ADOPTED: September 19, 2006 REVISED:	RESOLUTION NO.: R2006-559

PREAMBLE:

The Town of Gibsons established this policy to give guidance and incorporate a community based process for the integration of artwork into public spaces throughout the Town. The policy is intended to provide Council, staff and the arts community with a clear, consistent framework for decision making and for the implementation of this policy. This policy does not include art on private lands; however, for private developments, projects or developments that are accessible to the public; the inclusion of art for public display, or a community amenity contribution, is encouraged.

PURPOSE:

The Town of Gibsons recognizes the benefits that the “Art in Public Spaces” program will bring to the community throughout the years. This policy is intended to increase the richness of the Town of Gibsons through:

- Strengthening and enhancing civic pride and the identity of the community.
- Demonstrating clear belief in the importance of culture, heritage and creativity.
- Enhancing public spaces for residents and visitors.
- Recognizing the cultural community and their contribution to our environment.
- Leaving a lasting legacy for future generations.

2. POLICY FRAMEWORK

2.1 Policy Statement:

The Town of Gibsons believes that Art in Public Spaces, throughout the community, will benefit the community through strengthening our identity and pride, enhancing public spaces for residents and visitors, demonstrating support and stimulating the growth of the arts within our unique community.

2.2 Goals and Objectives:

- Strengthen the unique character and identity of the community through building and displaying a unique public art and cultural collection for the Town of Gibsons.



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- Increase the number of public art projects undertaken to enhance the richness of the community.
- Increase public awareness and appreciation of visual arts through the display of public art works.
- Increase the opportunities for local artists to create and display their work.
- Engage the community in discussions and decisions regarding public art projects.
- Give recognition to the wide range of artistic expressions that is accessible to all and compatible with the surrounding environment.
- Incorporate artwork and beautification in both public and private developments of significance.

3. DEFINITIONS

Public Art – Any art or cultural activity of any discipline created by emerging artists, or artists recognized in the community by their peers, or cultural organization that is placed, incorporated or performed in public spaces.

Public Space – Public space means the space that is available and frequently used by the public within the Town of Gibsons and for which the Town of Gibsons holds title or an interest. Included, but not limited to, are parks, boulevards, trail systems, open spaces, waterways, exterior and interior public areas associated with Town owned buildings and places.

Public Art Advisory Committee – A volunteer citizen committee that reviews and recommends to Council, through the Director of Parks and Aquatics, acquisitions, proposals, projects and de-accessioning related to public art within the Town of Gibsons. The committee is responsible for insuring that the works of art are compatible with project or environment and assists in promoting Public Art in Public Spaces.

De-accessioning – The process of permanently removing a piece of art from the Town of Gibsons Public Art collection.



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4. POLICY AND PROGRAM ADMINISTRATION

The Town of Gibsons will be responsible for the development and implementation of the policy and program.

4.1 Role of the Town of Gibsons Council:

- Promotes public art throughout the community.
- Approves the Art in Public Spaces Policy and any changes to the policy if warranted.
- Appoints six members of the community to sit on the Public Art Advisory Committee, one of which may be a Councillor.
- Approves any additions or deletions to the Town of Gibsons Public Art collection.
- Approves the annual budget for this function.
- Approves any Town initiated fundraising plan associated with the policy or program.
- Approves the naming of art in public spaces.

4.2 Role of the Public Art Advisory Committee:

- Promote awareness and understanding of the benefits of public art in public spaces. Encourages appropriate sponsorship.
- Supports community initiatives in the creation and provision of public art within the Town of Gibsons.
- Develops evaluation criteria and process in the selection of art for Council's approval and recommends any changes or additions to the criteria for the selection of public art projects.
- Provides guidance to staff, Council and sponsors on the type and location of public art on public land.
- Assists in the selection process of public art and makes recommendations to Council in the commissioning and/or competitions (open or by invitation) for public art.
- Works with staff to identify potential sites and projects for future public art installations.



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- Ensures recommendations are compatible with the project and surrounding environment.

4.3 Role of Parks and Aquatics Director or designate:

- Assists committee, as required, in policy development, research, community development, work planning, communications, budget preparation and fundraising.
- Coordinates maintenance of the Town's collection.
- Liaise with the various community organizations and potential donors in managing and promoting the policy.
- Apply for funding where available.
- Makes recommendations for the allocation of funds for purchases, programs and maintenance through the annual budget process.
- Provides public notification of installations or deaccessionings.
- Attend Public Art Advisory Committee meetings.

4.4 Conflict of Interest Guidelines:

The Town of Gibsons confidentiality and conflict of interest guidelines apply to all committee members. Committee members must remove themselves from judging or deciding on the outcome of a particular competition or selection process if it is their own work, or work of members of their family.

5. ACQUISITION OF PUBLIC ART

The acquisition of public art may be provided through, but not limited to:

- Purchasing a finished work of art.
- The provision of an honorarium.
- The provision of a tax receipt in the amount of the appraised value consistent with the *Income Tax Act*.
- Commissioning a work of art through a competition or proposal call.
- Accepting a donation of a work of art, for which the ownership is transferred to the Town of Gibsons.



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- The temporary display of a work of art in which ownership is not transferred to the Town of Gibsons and liability or responsibility on the part of the Town of Gibsons is limited.

Council shall approve each purchase, commission, donation or temporary display upon the recommendation of the Public Art Advisory Committee through the Director of Parks and Aquatics.

5.1 Selection Criteria:

- Relevance to the Town of Gibsons' enhancement, environment, heritage and/or history.
- Quality or condition of the work.
- Suitability of the work for display in a public space.
- Degree of fit with existing or proposed displays or programs.
- The Town of Gibsons ability to safely display, maintain or conserve the work.
- Ethical and legal considerations regarding ownership.

Upon Councils' approval of acquisition, the successful artist will enter into a written agreement that will address the artist's obligations including, but not limited to:

- The scope of work.
- Materials.
- Timelines.
- Installation.
- Maintenance or conservation plans.
- Warranty.
- Copyright.
- Payments to sub-contractors.

This written agreement will also provide the Town of Gibsons obligations that will include:

- Payment.
- Community notification.
- Artist recognition.



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The Town of Gibsons, at its' discretion, may require works solicited or unsolicited to be removed from display. For unsolicited works, the removal shall be at the owner's expense.

5.2 Maintenance:

The development of the maintenance plan is the responsibility of the artist and must be submitted with the proposal for review and consideration of the Public Art Advisory Committee as part of the selection process. Key information such as maintenance specifications and budgets, any shop drawings and contacts, including the artist, will be provided.

The Town of Gibsons will be responsible for the care and maintenance of the work for which they own.

5.3 De-accessioning:

De-accessioning will only occur after an assessment is undertaken and reviewed by the Public Arts Advisory Committee, and a report justifying the recommendation, including recommended method of disposal, is provided for Councils' consideration and approval. Public art can be de-accessioned under any of the following conditions:

- The work of art is deteriorating and restoration is not feasible.
- The work of art is no longer relevant to the Town's collection.
- The work of art is discovered to be stolen, or was offered to the Town for acquisition using fraudulent means.

In the event of accidental loss, theft or vandalism, the Town of Gibsons retains the right to determine whether repair, replacement or de-accessioning is appropriate.

5.4 Funding:

Funding to support the Public Art in Public Spaces program will be provided through the following options:

- By Council approval through the annual budget process.



TOWN OF GIBSONS
POLICY AND PROCEDURE MANUAL

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- By Council approval through the capital budget process.
- Sponsorships.
- Donations.
- By encouraging developers to incorporate artistic elements or design features in their projects encouraging the use of local artists.

5.5 Insurance:

Public art works purchased by the Town of Gibsons will include the appraised value of the work of art for insurance purposes. Art works not owned by the Town of Gibsons but accepted for display will be insured. A waiver of insurance from the owner could be accepted by the Town of Gibsons.