



TO: GENERAL COMMITTEE

SUBJECT: DELEGATION OF AUTHORITY FOR SIGNING ARTWORK LOAN AGREEMENTS AND ARTIST AGREEMENTS FOR TEMPORARY WORKS

WARD: ALL

PREPARED BY AND KEY CONTACT: A. DYKE, CULTURE OFFICER DEVELOPMENT, EXT. 4593

SUBMITTED BY: S. SCHLICHTER, DIRECTOR OF ECONOMIC AND CREATIVE DEVELOPMENT

GENERAL MANAGER APPROVAL: B. ARANIYASUNDARAN, P.ENG, PMP, GENERAL MANAGER, INFRASTRUCTURE & GROWTH MANAGEMENT

CHIEF ADMINISTRATIVE OFFICER APPROVAL: M. PROWSE, CHIEF ADMINISTRATIVE OFFICER

RECOMMENDED MOTION

1. That the Director of Economic and Creative Development be granted delegated authority to execute artwork loan agreements and artist agreements for temporary works on behalf of the City of Barrie in adherence with the City's approved Public Art Policy and in a form that is satisfactory to the Director of Legal Services and City Clerk.

PURPOSE & BACKGROUND

Report Overview

2. The purpose of this Staff Report is to obtain delegated authority related to the loaning of artwork to the City of Barrie from artists contracted to exhibit in the First Floor Gallery or for the creation of artistic works as part of a temporary public art exhibition.
3. On December 1, 2012, City Council adopted Motion 12-G-252 regarding the adoption of the Barrie Public Art Policy.

In 2021, Motion 21-G-107 was adopted by Council to provide an interim update to the adoption of the City of Barrie Public Art Policy.

4. The Public Art Policy provides a framework for delegation of approval of temporary public art projects:

"The Barrie Public Art Committee may recommend acceptance of temporary public artworks of not more than 5 years, commissioned by, or donated to the City of Barrie through the Economic and Creative Development Department.

Final acceptance will be provided through the Economic and Creative Development Department provided projects are:

- In compliance with City approved public art approved and principles;

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- In compliance with Federal, provincial and municipal legislations applicable;
 - In compliance with Urban design and land use planning documents, strategic, master and other guiding documents of the City (ie. Waterfront Master Plan);
 - Within the Barrie Public Art budget, and total contribution to a project does not exceed more than \$25,000”.
5. The First Floor Gallery is in City Hall between Service Barrie and Court and Legislative Services. When the space was renovated, there were several new large blank wall spaces created. In collaboration with Corporate Facilities the opportunity to animate the space with artwork that would showcase the work of local artists was developed as an opportunity to keep the space visually interesting and regularly updated. This space has given the City of Barrie an opportunity to serve the arts sector by profiling the works of local artists for two to three-month exhibitions. Traditionally artists have been engaged through an open call on Creative Barrie channel. Artists are paid according to the Canadian Artists Representation/Le Front des Artistes Canadiens (CARFAC) minimum recommended fee schedule, up to \$549.00 per exhibition.
 6. While artists are currently providing the City with authorization for use of works, as the interest, number, and scale of short-term exhibitions of public art continue to grow, including the Seeds to Sow Exhibition in the fall of 2024, a more formalized agreement between both parties is necessary to ensure that the City’s interests are fully protected.
 7. As relationships with culture sector partners are strengthened, opportunities are arising to display artwork collections owned by other art institutions. Since these partnerships involve the loaning of a selection of artworks by professional artists, partners are requesting that loan agreements be signed by the City to protect both parties in the event of loss or damage of artwork.

ANALYSIS

8. The Public Art Policy provides for delegation of approval for temporary public art to a value of \$25,000 to the Economic and Creative Development Department, subject to the compliance of approved public art, municipal policies, and approved budgets. The majority of works created in the temporary realm are under \$5,000.
9. Moving from artist authorizations to a formalized agreement that addresses indemnities, insurance (where required), rights of the City related to removal, and other key conditions provide greater protection for both the City and the artist. As more projects that have a temporary focus are presented, delegating signing authority to the Director of Economic and Creative Development and will increase efficiency and manage volume of work for Council and Clerk’s Office.
10. By delegating signing authority for artwork loan agreement in the First Floor Gallery, to protect both parties when partnering with an arts institution to exhibit their artwork collection for a two-month timeframe on a routine basis, workload can be further alleviated for Council and the Clerk’s Office.
11. The Director of Economic and Creative Development will ensure that the executed contracts are in accordance with City processes, standards and by-laws and will be created in a form that is satisfactory to the Director of Legal Services and the Clerk.

ENVIRONMENTAL AND CLIMATE CHANGE IMPACT MATTERS

12. There are no environmental and/or climate change impact matters related to the recommendation.

ALTERNATIVES

13. The following alternatives are available for consideration by General Committee:

Alternative #1

General Committee could elect to maintain delegated authority with the Mayor and City Clerk for executing Artwork Loan Agreements.

Given the volume and relatively low dollar value of the authority being provided, delegating authority would be more time effective and allow for the strengthening of agreements with artists for the City.

FINANCIAL

14. There are no financial implications for the Corporation resulting from the proposed recommendation.

LINKAGE TO 2022-2026 STRATEGIC PLAN

15. The recommendation(s) included in this Staff Report support the following priorities and goals identified in the 2023 - 2026 Strategic Plan:
- i. Affordable Place to Live
 - a. Develop and attract talent to support our employers
 - ii. Thriving Community
 - a. Foster growth in arts and culture
 - b. Continue to support a vibrant downtown
16. The First Floor Gallery and the presentation of temporary public art exhibitions provide opportunities for new and emerging artists as well as touring artists to develop their artwork and build their portfolios, making Barrie an attractive place for artists to live and work. The temporary exhibition of artwork in public space provides essential placemaking for the City, fostering civic pride.
17. The delegation of signing authority for temporary artwork agreements supports growth in arts and culture by providing opportunities for artists to engage with the residents through temporary, short-term exhibition in public spaces, and contributes to the City's culture, identity, and spirit. The continued refreshing of public spaces in the downtown through temporary exhibitions in the First Floor Gallery and on outdoor City lands makes for a more vibrant downtown Barrie.