

NOTICE OF MEETING



PUBLIC ART PANEL MEETING

A Public Art Panel Meeting of Byron Shire Council will be held as follows:

Venue	Conference Room, Station Street, Mullumbimby
Date	Thursday, 18 February 2021
Time	4.30pm

Vanessa Adams
Director Corporate and Community Services,

I2021/200
Distributed 11/02/21

CONFLICT OF INTERESTS

What is a “Conflict of Interests” - A conflict of interests can be of two types:

Pecuniary - an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person or another person with whom the person is associated.

Non-pecuniary – a private or personal interest that a Council official has that does not amount to a pecuniary interest as defined in the Code of Conduct for Councillors (eg. A friendship, membership of an association, society or trade union or involvement or interest in an activity and may include an interest of a financial nature).

Remoteness – a person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to a matter or if the interest is of a kind specified in the Code of Conduct for Councillors.

Who has a Pecuniary Interest? - a person has a pecuniary interest in a matter if the pecuniary interest is the interest of the person, or another person with whom the person is associated (see below).

Relatives, Partners - a person is taken to have a pecuniary interest in a matter if:

- The person's spouse or de facto partner or a relative of the person has a pecuniary interest in the matter, or
- The person, or a nominee, partners or employer of the person, is a member of a company or other body that has a pecuniary interest in the matter.

N.B. “Relative”, in relation to a person means any of the following:

- (a) the parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descends or adopted child of the person or of the person's spouse;
- (b) the spouse or de facto partners of the person or of a person referred to in paragraph (a)

No Interest in the Matter - however, a person is not taken to have a pecuniary interest in a matter:

- If the person is unaware of the relevant pecuniary interest of the spouse, de facto partner, relative or company or other body, or
- Just because the person is a member of, or is employed by, the Council.
- Just because the person is a member of, or a delegate of the Council to, a company or other body that has a pecuniary interest in the matter provided that the person has no beneficial interest in any shares of the company or body.

Disclosure and participation in meetings

- A Councillor or a member of a Council Committee who has a pecuniary interest in any matter with which the Council is concerned and who is present at a meeting of the Council or Committee at which the matter is being considered must disclose the nature of the interest to the meeting as soon as practicable.
- The Councillor or member must not be present at, or in sight of, the meeting of the Council or Committee:
 - (a) at any time during which the matter is being considered or discussed by the Council or Committee, or

- (b) at any time during which the Council or Committee is voting on any question in relation to the matter.

No Knowledge - a person does not breach this Clause if the person did not know and could not reasonably be expected to have known that the matter under consideration at the meeting was a matter in which he or she had a pecuniary interest.

Non-pecuniary Interests - Must be disclosed in meetings.

There are a broad range of options available for managing conflicts & the option chosen will depend on an assessment of the circumstances of the matter, the nature of the interest and the significance of the issue being dealt with. Non-pecuniary conflicts of interests must be dealt with in at least one of the following ways:

- It may be appropriate that no action be taken where the potential for conflict is minimal. However, Councillors should consider providing an explanation of why they consider a conflict does not exist.
- Limit involvement if practical (eg. Participate in discussion but not in decision making or vice-versa). Care needs to be taken when exercising this option.
- Remove the source of the conflict (eg. Relinquishing or divesting the personal interest that creates the conflict)
- Have no involvement by absenting yourself from and not taking part in any debate or voting on the issue as of the provisions in the Code of Conduct (particularly if you have a significant non-pecuniary interest)

RECORDING OF VOTING ON PLANNING MATTERS

Clause 375A of the Local Government Act 1993 – Recording of voting on planning matters

- (1) In this section, **planning decision** means a decision made in the exercise of a function of a council under the Environmental Planning and Assessment Act 1979:
- (a) including a decision relating to a development application, an environmental planning instrument, a development control plan or a development contribution plan under that Act, but
- (b) not including the making of an order under that Act.
- (2) The general manager is required to keep a register containing, for each planning decision made at a meeting of the council or a council committee, the names of the councillors who supported the decision and the names of any councillors who opposed (or are taken to have opposed) the decision.
- (3) For the purpose of maintaining the register, a division is required to be called whenever a motion for a planning decision is put at a meeting of the council or a council committee.
- (4) Each decision recorded in the register is to be described in the register or identified in a manner that enables the description to be obtained from another publicly available document, and is to include the information required by the regulations.
- (5) This section extends to a meeting that is closed to the public.

BYRON SHIRE COUNCIL
BUSINESS OF MEETING

1. APOLOGIES

2. DECLARATIONS OF INTEREST – PECUNIARY AND NON-PECUNIARY

3. ADOPTION OF MINUTES FROM PREVIOUS MEETINGS

3.1	Public Art Panel Adoption of Minutes 29 October 2020	5
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4. STAFF REPORTS

Corporate and Community Services

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4.2	Brunswick Nature Sculpture Walk - Partnership Request.....	17
4.3	Creative Public Spaces Small Grant Scheme.....	30

ADOPTION OF MINUTES FROM PREVIOUS MEETINGS

**Report No. 3.1 Public Art Panel Adoption of Minutes 29
October 2020**

5 **Directorate:** Corporate and Community Services

 Report Author: Melitta Firth, Arts & Culture Office

 File No: I2021/168

10

RECOMMENDATION:

That the minutes of the Public Art Panel Meeting held on 29 October 2020 be confirmed.

15 <Section5>

Attachments:

1 Minutes 29/10/2020 Public Art Panel, I2020/1656 , page 8 [↓](#)

20

Report

The attachment to this report provides the minutes of the Public Art Panel Meeting of 29 October 2020 .

5

Report to Council

The minutes were reported to Council on

Comments

10

In accordance with the Committee Recommendations, Council resolved the following:

Resolved:

15 1. Regarding the Mullumbimby Talking Street Trial, that Council does not adopt the Recommendation proposed by the Public Art Panel, but instead adopts the following:

- a) Notes the feedback provided by the Public Art Panel and supports the recommendation to provide more time for planning and delivery of the art components for the Talking Street Trial;

20

- b) Undertakes a staged approach to place-making/activation elements in the Trial, including art components, as the budget allows, once the final costings of the traffic-calming elements are finalised.

25

- c) Where possible, seeks art components that may be utilised in a more permanent way after the trial is complete.

2. That Council adopts the following Panel recommendations:

BYRON SHIRE COUNCIL

ADOPTION OF MINUTES FROM PREVIOUS MEETINGS

3.1

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- 10
- 15
- 20
- a) Notes the current list of Public Artworks in Council's Asset Management System.
 - b) Notes that the recently adopted Open Spaces Asset Management Plan includes public art assets and identifies that the current budget allocation for assets outlined in the plan is insufficient to sustain assets at the desired standard.
 - c) Establishes a Public Art Maintenance Reserve in the Open Spaces and Recreation budget of \$10,000 per annum, commencing in the 2021/22 financial year, to cover the cost of annual inspections, conservation and maintenance.
 - d) Notes that the Public Art Maintenance budget is to be spent only on works that are not scheduled for replacement or maintenance under a separate Council budget or project.
3. That regarding a request for financial assistance for the Brunswick Nature Sculpture Walk event in 2021, Council supports the request with \$5,000 towards the 2021 event and encourages the organisers to apply for further funds if needed when the Public Art Small Grants funding becomes available. (Richardson/Spooner)

MINUTES OF MEETING



PUBLIC ART PANEL MEETING

Venue	Council Chambers/ Zoom, Station Street, Mullumbimby
Date	Thursday, 29 October 2020
Time	2.00pm

BYRON SHIRE COUNCIL

ADOPTION OF MINUTES FROM PREVIOUS MEETINGS

3.1 - ATTACHMENT 1

BYRON SHIRE COUNCIL

ADOPTION OF MINUTES FROM PREVIOUS MEETINGS

3.1 - ATTACHMENT 1

BYRON SHIRE COUNCIL

PUBLIC ART PANEL MEETING MINUTES

29 OCTOBER 2020

Minutes of the Public Art Panel Meeting held on Thursday, 29 October 2020

File No: I2020/1656

PRESENT: Cr J Hackett, Cr S Ndiaye, Cr S Richardson

Staff: Joanne McMurtry (Community Project Officer)
Rob Appo (Acting Community & Cultural Development Coordinator)

Invited Members:

Community Representatives: Rick Molloy, Julie Lipsett, Denise Napier, Lisa Hochhauser, Jack Dods

Cr Ndiaye (Chair) opened the meeting at 2.06pm and acknowledged that the meeting was being held on Bundjalung Country.

APOLOGIES:

There were no apologies.

DECLARATIONS OF INTEREST – PECUNIARY AND NON-PECUNIARY

There were no declarations of interest.

ADOPTION OF MINUTES FROM PREVIOUS MEETINGS

Report No. 3.1 Adoption of Minutes from Previous Meeting
File No: I2020/1626

Committee Recommendation:

That the minutes of the Public Art Panel Extraordinary Meeting held on 20 August 2020 be confirmed.

(Napier/Molloy)

The recommendation was put to the vote and declared carried.

STAFF REPORTS - CORPORATE AND COMMUNITY SERVICES

Report No. 4.1 Mullumbimby Talking Street Trial
File No: I2020/1606

Committee Recommendation:

That the Public Art Panel:

- 1. Notes the project information provided;**
- 2. Provides the following feedback:**

BYRON SHIRE COUNCIL

ADOPTION OF MINUTES FROM PREVIOUS MEETINGS

3.1 - ATTACHMENT 1

BYRON SHIRE COUNCIL

PUBLIC ART PANEL MEETING MINUTES

29 OCTOBER 2020

- a. The Panel supports a delay in the project's art components due to time and budgetary pressures and requests that the art coordinator role be delivered by the incoming Arts and Cultural Officer who will work with the project team to deliver the art components of the project.
- b. That the Arts and Culture officer propose some delivery options for the art components within the Talking Street.
3. Notes that existing Public Art Panel members also participate in the Place Planning Collective and could assist as a conduit between the two to support a more integrated approach to delivering shared public art and placemaking outcomes.

(Lipsett/Napier)

The recommendation was put to the vote and declared carried.

Cr Richardson left the meeting.

Report No. 4.2 **Public Art Conservation and Maintenance**
File No: **I2019/1228**

Committee Recommendation:

That the Public Art Panel:

1. Notes the current list of Public Artworks in Council's Asset Management System.
2. Notes that the recently adopted Open Spaces Asset Management Plan includes public art assets and identifies that current budget allocation for assets outlined in the plan is insufficient to sustain assets at the desired standard.
3. Recommends Council establishes a Public Art Maintenance Reserve in the Open Spaces and Recreation budget of \$10,000 per annum, commencing in the 2021/22 financial year, to cover the cost of annual inspections, conservation and maintenance.
4. That the Public Art Maintenance budget be spent only on works that are not scheduled for replacement or maintenance under a separate Council budget or project.

(Dods/Molloy)

The recommendation was put to the vote and declared carried.

Lisa Hochhauser left the meeting.

BUSINESS ARISING FROM PREVIOUS MINUTES

An update was provided verbally about the status of the *Memento Aestates* project.

A verbal update was provided re the commencement of the new Arts and Culture Officer.

BYRON SHIRE COUNCIL

ADOPTION OF MINUTES FROM PREVIOUS MEETINGS

3.1 - ATTACHMENT 1

BYRON SHIRE COUNCIL

PUBLIC ART PANEL MEETING MINUTES

29 OCTOBER 2020

No. 4.3 Brunswick Nature Sculpture Walk Request for Funding

Committee Recommendation:

That regarding a request for funding for the Brunswick Nature Sculpture Walk event in 2021, the Public Art Panel recommend Council supports the request with \$5000 towards the 2021 event and encourages them to apply for further funds if needed when the Public Art Small Grants funding becomes available.

(Ndiaye/Napier)

The recommendation was put to the vote and declared carried.

There being no further business the meeting concluded at 4.25pm.

STAFF REPORTS - CORPORATE AND COMMUNITY SERVICES

Report No. 4.1 Mullumbimby Talking Street Trial Update

Directorate: Corporate and Community Services

5 **Report Author:** Melitta Firth, Arts & Culture Office

File No: I2021/139

Summary:

10 The purpose of this report is to provide an update following the Public Art Panel's recommendations at the 29 October 2020 meeting. Details are provided of the Council Resolution made on 17 December 2020 and a further project update.

RECOMMENDATION:

15 **That the Public Art Panel:**

1. **Notes Council Resolution 20-698**
2. **Notes that the Mullumbimby Talking Street Trial project does not have a budget for the inclusion of art**

20

Report

At the Public Art Panel Meeting on 29 October 2020 a recommendation was made:

That the Public Art Panel:

1. *Notes the project information provided;*
- 5 2. *Provides the following feedback:*
 - a. *The Panel supports a delay in the project's art components due to time and budgetary pressures and requests that the art coordinator role be delivered by the incoming Arts and Cultural Officer who will work with the project team to deliver the art components of the project.*
 - 10 b. *That the Arts and Culture officer propose some delivery options for the art components within the Talking Street.*
 3. *Notes that existing Public Art Panel members also participate in the Place Planning Collective and could assist as a conduit between the two to support a more integrated approach to delivering shared public art and placemaking outcomes.*

15

The minutes of the 29 October 2020 meeting were reported to Council's Ordinary Meeting on 17 December 2020. At this time Council passed resolution (20-698):

1. *That, regarding the Mullumbimby Talking Street Trial, Council does not adopt the Recommendation proposed by the Public Art Panel, but instead adopts the following:*
- 20 a) *Notes the feedback provided by the Public Art Panel and supports the recommendation to provide more time for planning and delivery of the art components for the Talking Street Trial;*
- b) *Undertakes a staged approach to place-making/activation elements in the Trial, including art components, as the budget allows, once the final costings of the*
- 25 *traffic-calming elements are finalised.*
- c) *Where possible, seeks art components that may be utilised in a more permanent way after the trial is complete.*

30 The Streets as Shared Spaces grant allocated by Department of Planning, Environment & Industry provided a total of \$250,000 for the Talking Street Trial. Detailed cost estimates have been prepared for the elements proposed for the trial, demonstrating that a number of components are more costly than originally estimated.

The result is that the scope of the trial is currently being reduced to meet the amount of funding available. This reduction in scope does not provide for art components. Grant funding may be able to be pursued in later stages.

Strategic Considerations

Community Strategic Plan and Operational Plan

CSP Objective	L2	CSP Strategy	L3	DP Action	L4	OP Activity
Community Objective 2: We cultivate and celebrate our diverse cultures, lifestyle and sense of community	2.1	Support and encourage our vibrant culture and creativity	2.1.3	Enhance opportunities for interaction with art in public spaces	2.1.3.1	Implement Public Art Strategy
Community Objective 4: We manage growth and change responsibly	4.1	Support the visions and aspirations of local communities through place-based planning and management	4.1.1	Develop, implement and update Place Plans that promote place-based forward planning strategies and actions	4.1.1.5	Implement Our Mullumbimby Masterplan, Bangalow Village Plan and Byron Arts and Industry Estate Plan

Recent Resolutions

- 5 • 20-698

Legal/Statutory/Policy Considerations

Public Art Policy – adopted August 2018.

Public Art Strategy – adopted August 2018.

Public Art Guidelines – adopted December 2019.

10

Financial Considerations

N/A

Consultation and Engagement

BYRON SHIRE COUNCIL

STAFF REPORTS - CORPORATE AND COMMUNITY SERVICES

4.1

Internal staff – Placemaking team

Report No. 4.2 Brunswick Nature Sculpture Walk - Partnership Request

Directorate: Corporate and Community Services

Report Author: Melitta Firth, Arts & Culture Office

5 **File No:** I2021/140

Summary:

A partnership proposal was received from Brunswick Nature Sculpture Walk, with a request for financial support. Relevant issues, including strategy and equity, are outlined for PAP consideration.

10

RECOMMENDATION:

15 **That the PAP notes the partnership proposal (Attachment 1 – #E2021/18196) and encourages the applicant to apply for the Creative Public Spaces Grant when available.**

Attachments:

20 1 Brunswick Nature Sculpture Walk_Partnership Proposal_Dec2019, E2021/18196 , page 21 [↓](#)

Report

5 Brunswick Nature Sculpture Walk (BNSW) submitted a request for a formal partnership with Council in order to ensure certainty for the event over the next 6 years. The request is for a commitment for \$3,000 per year over the next six years, with an additional commitment of \$5,000 on a triennial basis for an acquisitive award.

10 The purpose of the proposal is to ensure longevity of the triennial event, support planning and resourcing, and allow the festival to match grant funding during the planning and presentation phase. The proposal addresses how the event aligns with Council's CSP goals building community connection and delivering social, economic, artistic and environmental benefits to the community.

BNSW proposes to acknowledge Council support through:

- 15 - Council Logo on plaques of acquired sculptures in Brunswick Heads
- Council Logo and acknowledgement of sponsorship in promotion of event through advertisements on radio and in local newspapers.
- Sponsorship acknowledgement on the 'Brunswick Nature Sculpture Walk' website and social media platforms Facebook and Instagram.
- 20 - Acknowledgement of Council sponsorship with Logo on posters, invitations, catalogues during and in the lead up to the event.
- Photographic and film documentation of artists' works from the 2015, 2018 and 2021 event along with artist interviews for use in Council publications and promotion.
- 25 - Short promotional videos of BNSW event for Council's promotional use highlighting sculpture in the region and showcasing a free sustainable community art environmental event.

30 The Brunswick Nature Sculpture Walk is an emerging triennial event and in October 2021, the event will run for a third time. The Walk has the potential to be a leading Australian arts event that will contribute to the growth of the arts industry in the Byron Shire.

35 The inaugural event was attended by 5,000 people over three days, generating an estimated \$2 million into the local economy. The second event attracted more than 10,000 visitors over seven days and saw the establishment of a committee of community volunteers. Organisers have chosen to run it every three years in alignment with sustainable tourism practices balancing economic, environmental, and social needs of the community. Volunteers and committee participants benefited from skills sharing and learnt new skills.

40 The committee has reconvened and expanded for the 2021 Brunswick Nature Sculpture Walk and will collaborate with local organisations, as well as artists, to provide a range of workshops.

BYRON SHIRE COUNCIL

STAFF REPORTS - CORPORATE AND COMMUNITY SERVICES

4.2

Event partners and collaborators include a cross-section of educational, environmental, arts and community groups and including partnerships with local Landcare groups.

Over the history of the event Council has contributed a total of \$20,000 including supporting the cost of artwork that was acquired by Council.

5

A \$5,000 contribution from Council has been confirmed for the 2021 event. At the 18 December 2020 Meeting Council resolved (20-698):

10 Walk event in 2021, Council supports the request with \$5,000 towards the 2021 event and encourages the organisers to apply for further funds if needed when the Public Art Small Grants funding becomes available. (Richardson/Spooner)

Key issues

15 1. The issue of partnerships requires consideration in a broader context, rather than in
standalone circumstances, to ensure a strategic and equitable approach.

2. Open processes, such as funding rounds and/or Expressions of Interest, support equity and transparency regarding Council's funding allocation mechanisms.

20

3. Council resourcing constraints require this request to be balanced with competing arts and cultural priorities.

Options

25 1. That the PAP supports the partnership proposal.

Partnership would support the continuation of a local, high quality, community run event that aligns with Byron Shire's priorities and goals. However, the partnership process does not provide an equitable, transparent opportunity for funding and support.

30 2. That the PAP does not support the partnership proposal, but that the applicant is
advised to apply to the Creative Public Space Grant Scheme when open.

Strategic Considerations

Community Strategic Plan and Operational Plan

CSP Objective	L2	CSP Strategy	L3	DP Action	L4	OP Activity
Community Objective 2: We cultivate and celebrate our diverse cultures, lifestyle and sense of community	2.1	Support and encourage our vibrant culture and creativity	2.1.3	Enhance opportunities for interaction with art in public spaces	2.1.3.1	Implement Public Art Strategy
CSP Objective	L2	CSP Strategy	L3	DP Action	L4	OP Activity

5 Recent Resolutions

- Resolution 20-698

Legal/Statutory/Policy Considerations

Public Art Policy – adopted August 2018.

- 10 Public Art Strategy – adopted August 2018.

Public Art Guidelines – adopted December 2019.

Financial Considerations

\$3,000 p.a. over six years + \$5,000 x 2 for acquisitive prize every three years.

15 Consultation and Engagement

Consultation was conducted as part of the development of the Public Art Strategy and with the PAP in previous discussions.



23.12.2020

Partnership Opportunity Byron Shire Council - BRUNSWICK NATURE SCULPTURE WALK

We would like to partner with Byron Shire Council in securing long term plans and funding for the ongoing Triennial Brunswick Nature Sculpture Walk event.

We have a shared a long productive relationship and we would like to formalise this relationship by creating a mutually beneficial partnership. This will continue to connect community, artists, and environmentalists who share a similar ethos of a long term, sustainable, educational, quality event.

See highlighted information in attached appendix– Referring to Council guidelines.

Our close relationships with other community groups also benefit from this partnership e.g. schools, local organisations, NFP, Organisations, Landcare, Dune Care, Byron Bird Buddies, and local business will continue in the 2021 BNSW.

This proposed partnership with the Byron Shire Council would allow for stability and growth for this significant community driven arts event to continue in the Byron Shire.

The joint advantages of this partnership are:

- Acknowledgement of the importance of art and place in the Byron Shire.
- Connections with arts related industries in the Byron Shire such as Tweed Regional Gallery, Lismore Regional Gallery, BSA.
- Raising the profile of local artists and environmental concerns.
- Benefits to local businesses
- Providing a form of unique tourism in line with council tourism policy and the Brunswick Strategic Plan.
- Educating visitors about local arts and local environment.
- A community driven, grass roots operated event which highlights the Byron Shire ethos.
- The ability to plan a quality event allowing for artist workshops, awards, some basic infrastructure and embedding indigenous inclusive policies.
- Linking likeminded organisations.
- Promotion of council through advertising via BNSW catalogue, editorials, posters, Promotional short videos artists interviews, associated newsletters and media and speech opportunities through openings. Including logos on plaques of acquired sculptures
- Mentorships for students and emerging artists.
- A continuation of shared aspirations between Byron Council and Brunswick Nature Sculpture Walk.

This partnership involves an ongoing annual budget commitment to allow for stability, planning and growth.

This event has been acknowledged by Create NSW as an event “which will promote and ignite participation in arts cultural activities in regional NSW.” (quote from Don Harwin MLC- Special Minister for State).

Look forward to discussing this in the New Year, have a safe and merry Christmas.

Sincerely,

Samantha Collyer Moss

Director Brunswick Nature Sculpture Walk

Partnership Alignment with Byron Shire Council Policies

The Highlighted areas in Yellow align with the 'Brunswick Nature Sculpture Walk' sustainable community values, These have been pointed out so Council can see how our partnership is one that aligns with Councils Policies across - here so you can see the partnerships and

The Creative Industries has been identified as a sector for niche development and continuing growth.

Partnership with business and community to increase inclusion opportunities

- More accessible infrastructure, public spaces and activities/events, enabling greater participation in community life
- Accessible business, recreational and cultural opportunities

Community concerns and priorities

- Greater support for engagement and encouragement of the community to be involved in the Shire's strategic direction.
- Ensuring the sustainability of the Council.
- No pollution - a healthy environment.
- Thriving home-based and other small businesses focus on alternative, cultural, health and knowledge industries with a growing population of artists, writers and filmmakers.
- This includes a growing number of prominent and world-class festivals and exhibitions in music, literature, theatre, film, fashion and other arts.
- Council seeks to support and encourage balanced economic activity, while at the same time promoting local and regional economic capacity to live sustainably.
-
- Opportunities to learn and share skills and experience through a range of local training and education pathways are strongly supported by Council.

A sustainable tourism industry that respects and preserves our natural environment and community values

Community Strategies

- EC2.1 Build a tourism industry that delivers local and regional benefits in harmony with the community's values.
- EC2.2 Develop Byron Shire as a leader in responsible and sustainable tourism and encourage sustainable business practices within the tourism industry.
- EC2.3 Support and promote a collaborative shire-wide approach to managing tourism.

Measures

- a. Increased community and tourist satisfaction with local tourism industry.
- b. Decrease in number of tourism related community complaints.
- c. Reduction in energy consumption, waste production and water usage for tourism operators.
- d. Implementation of priority strategies and actions within the Tourism Management Plan.

The development of a diverse range of arts and creative industries

Community Strategies

- EC3.1 Support cultural and arts-based industries.
- EC3.2 Develop Byron Shire as a leader in arts and creative industries.
- **EC3.3 Strengthen regional partnerships with peak arts organisations**

- **Achieve active and inclusive participation in local and regional community life**

Community Strategies

- SC2.1 Provide a range of accessible recreational, cultural and community opportunities.
- SC2.2 Recognise the importance of, and promote community safety.
- SC2.3 Facilitate positive family and community influences on child development.
- SC2.4 Create vibrant liveable places and spaces within towns and villages for people of all ages and abilities.

Measures

e. Increased community participation in Council facilitated community activities and events.

f. Increased Council support for industry and community organisations providing positive participation opportunities and not-for-profit events.

g. Increased volunteer participation in Council led initiatives.

SC3.1 Work in partnership with the community to facilitate access to a range of cultural places, spaces, opportunities and activities for all in the community.

SC3.2 Acknowledge, foster and celebrate Aboriginal culture.

SC3.3 Encourage and support residents from cultural and linguistically diverse backgrounds to participate in all aspects of community.

Measures

a. Increased participation by Aboriginal and Torres Strait Islander community members in Council led initiatives, partnerships and key community events.

b. Participate in major cultural events or celebrations such as NAIDOC Week, Seniors Week and International Day of People with a Disability.

Community Objective SC3: Respect and understanding of Aboriginal heritage and wider cultural diversity

Community Strategies

What the community can do

- Support small community-based festivals and events.
- Provide youth with healthy alternatives to drugs and alcohol such as creative/cultural workshops.
- h. Increase participation in community organisations and Council activities.
- i. Positive interaction with culturally and linguistically diverse groups and Aboriginal and Torres Strait Islander people.
- I value the broad range of cultural, spiritual, artistic, medical/health and intellectual*
- c. Individuals with a diversity of skills could share their skills with others.
- d. Lobby other levels of government for improved access to services.
- e. Respect and acknowledge volunteers and increase volunteering opportunities.
- f. Increase interaction among different population segments: youth, school children, pensioners and parents.
- g. Community organisations working collaboratively together to achieve the best outcomes for the Byron Shire community.
- 10. Business giving back.

Environment

The environment is also threatened by weeds, feral animals and the potential impacts of climate change. Council is committed to its important role as a steward of natural resources and the landscape. Working together with the community to protect and manage biodiversity assets, is critical to a sustainable future in Byron Shire.

- Respect the beauty of the forest, beaches, and rural areas and proactively champion a 'no pollution' culture and healthy environment.
- High priority placed by the local business community on environmental and sustainable initiatives.

Protect the fauna and flora of the coast through community services so that dunes and beaches are maintained in their pristine fashion. Protect the natural environment against change.

- Renew and maintain existing infrastructure.
- **Ensure all public parks and open spaces are accessible, maintained and managed to meet the recreational needs of current and future residents.**

Community Strategies

- EN1.1 Protect, restore and maintain the biodiversity values, ecosystems and ecological processes of the Byron Shire.
- EN1.2 Sustainably manage significant urban and peri-urban bushland areas.
- EN1.3 Manage coastal processes, hazards and development so that the diversity, amenity and accessibility of the Shire's coastline is maintained
- EN1.4 Protect and enhance the health of the Shire's catchments, waterways and estuaries.

Measures

- j. Maintain or increase the extent (hectares) of native vegetation.
- k. Increase in the number of invasive animal species management actions.
- l. Increase in the number of Council bush regeneration team sites progressing to maintenance phase.
- m. Increase the number of threat mitigation actions that are implemented for native flora and fauna species.
- n. Maintain or increase the area of robust and resilient dune systems along the coast.
- o. Maintain or increase the ecological health of dune vegetation and other coastal vegetation communities.
- p. Maintain or improve formal beach access, decrease informal beach access.
- q. Support and join Landcare and Dunecare groups

'We have the chance to model shire- wide sustainable practices and technology to the world.'

From: [Sam Moss](#)
To: [Cr. Simon Richardson](#); [Firth, Melitta](#); [McMurtry, Joanne](#); [Cr. Sarah Ndiaye](#)
Subject: Partnership - Brunswick Nature Sculpture Walk.
Date: Wednesday, 23 December 2020 11:22:04 AM
Attachments: [CREATIVE INDUSTRIES BYRON COUNCIL SUSTAINABILITY AND THE ARTS.pdf](#)
[BNSW PLANNING PARTNERSHIP COUNCIL.pdf](#)

Partnership Opportunity Byron Shire Council - BRUNSWICK NATURE SCULPTURE WALK

We would like to partner with Byron Shire Council in securing long term plans and funding for the ongoing Triennial Brunswick Nature Sculpture Walk event.

We have a shared a long productive relationship and we would like to formalise this relationship by creating a mutually beneficial partnership. This will continue to connect community, artists, and environmentalists who share a similar ethos of a long term, sustainable, educational, quality event.

See highlighted information in attached appendix– Referring to Council guidelines.

Our close relationships with other community groups also benefit from this partnership e.g. schools, local organisations, NFP organisations, Landcare, Dune Care, Byron Bird Buddies, CWA, Byron YAC, Youth Groups and local business will continue in the 2021 BNSW.

This proposed partnership with the Byron Shire Council would allow for stability and growth for this significant community driven arts event to continue in the Byron Shire.

The joint advantages of this partnership are:

- Acknowledgement of the importance of art and place in the Byron Shire.
- Connections with arts related industries in the Byron Shire such as Tweed Regional Gallery, Lismore Regional Gallery, BSA.
- Raising the profile of local artists and environmental concerns.
- Benefits to local businesses
- Providing a form of unique tourism in line with council tourism policy and the Brunswick Strategic Plan.
- Educating visitors about local arts and the local environment.
- A community driven, grass roots operated event which highlights the Byron Shire ethos.
- The ability to plan a quality event allowing for artist workshops, awards, some basic infrastructure and embedding indigenous inclusive policies.
- Linking like minded organisations.
- Promotion of council through advertising via BNSW catalogue, editorials, posters, Promotional short videos artists interviews, associated newsletters and media and speech opportunities through openings. Including logos on plaques of acquired sculptures
- Mentorships for students and emerging artists.
- A continuation of shared aspirations between Byron Council and Brunswick Nature Sculpture Walk.

This partnership involves an ongoing annual budget commitment to allow for stability, planning and growth.

This event has been acknowledged by Create NSW as an event “which will promote and ignite participation in arts cultural activities in regional NSW.” (quote from Don Harwin MLC- Special Minister for State, Dec 2021).

We look forward to discussing this in the New Year, have a safe and merry Christmas.

Samantha Moss
Artistic Director

www.brunswicknaturesculpturewalk.com

www.facebook.com/BrunswickNatureSculptureWalk



I acknowledge the Arakwal People and the wider Bundjalung Nation as the traditional custodians of the land, I pay my respect to our Elders past and present.

Report No. 4.3 Creative Public Spaces Small Grant Scheme

Directorate: Corporate and Community Services

Report Author: Melitta Firth, Arts & Culture Office

File No: I2021/146

5 **Summary:**

The proposed new Public Art Small Grant Scheme has been reviewed. Council seeks feedback on the new draft.

10

RECOMMENDATION:

That the PAP note proposed changes to the Creative Public Spaces Grant Program (New Draft) Attachment 1 (E2021/21066) and provide comment.

15 **Attachments:**

1 Creative Public Spaces Grant DRAFT 2021, E2021/21066 , page 34 [↓](#)

Report

5 Following Public Art Panel consideration of the strategic priorities in encouraging and enabling public art across the Shire at the 14 November 2019 meeting, a Draft Public Art Annual Small Grants Program was developed and provided for consideration of the Panel.

The suggestion was made to allocate \$5000 per annum to this Program, awarding the funding to either one or two projects based on applications as assessed against the criteria. Ideally more funding should be sourced to make this a viable activity, and in order for there to be a possibility of supporting more than one project annually.

10

Anticipated Outcomes of the Program

- 15 1. Provide an equitable framework and process to assess a range of projects, public art-based events and small public art proposals for Council support, where there is currently no provision;
2. Provide an opportunity for community members/groups to strengthen links and increase community involvement in public art activities;
- 20 3. Target priority groups, areas and issues in alignment with Council and community goals;
- 25 4. Strengthen Council relationship with the artistic community in the Shire through engagement and recognising and valuing their participation in Council business; and
5. Increase the number and type of partnerships delivering public art projects in Byron Shire.

30 Draft Guidelines were prepared and presented to the PAP before endorsement by Council in June 2020.

These guidelines have been reviewed by the incoming Art and Culture Officer. Council requests feedback from the PAP on the proposed amendments.

Suggested changes include:

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4.3

- Name change to Creative Public Spaces Grant
 - Increased emphasis on creative activation of public spaces through temporary public art projects. The minimal resourcing available for the fund is better suited to a temporary public art focus.
- 5
- Inclusion of sustainability considerations across creative development, fabrication and presentation.
 - Provision for geographic spread and equity in funding support.
 - Alignment with State and Federal Arts industry policy emphasis on Creative Activation.

10

Next steps

Finalise fund details including possible integration with broader community donations program; prepare supporting documentation; and promote to Community.

Strategic Considerations

15 Community Strategic Plan and Operational Plan

CSP Objective	L2	CSP Strategy	L3	DP Action	L4	OP Activity
Community Objective 2: We cultivate and celebrate our diverse cultures, lifestyle and sense of community	2.1	Support and encourage our vibrant culture and creativity	2.1.3	Enhance opportunities for interaction with art in public spaces	2.1.3.1	Implement Public Art Strategy
CSP Objective	L2	CSP Strategy	L3	DP Action	L4	OP Activity

Recent Resolutions

- 20-295: Report of the Public Art Panel meeting held on 9 April 2020. Resolved: 1. That Council adopts the Public Art Annual Small Grants Program, incorporating feedback provided from Public Art Panel members, and prepares to advertise the first round.

20

- 20/698: 18 December 2020 Council resolved: That regarding a request for financial assistance for the Brunswick Nature Sculpture Walk event in 2021, Council supports the request with \$5,000 towards the 2021 event and encourages the organisers to apply for further funds if needed when the Public Art Small Grants funding becomes available. (Richardson/Spooner)

Legal/Statutory/Policy Considerations

Previous Draft (Attachment to June 25 2020 Council Meeting - #E2019/91065)

Public Art Policy – adopted August 2018.

Public Art Strategy – adopted August 2018.

Public Art Guidelines – adopted December 2019.

Financial Considerations

The draft public art budget allocation for 2020/21 is \$16,900 so if \$5,000 is allocated to the program for 2020-2021, this would leave \$11,900 for other Public Art activities.

It is anticipated the staff time associated with this project would be at minimum 45 hours depending on the number of applicants, promotions and budget for the program.

Consultation and Engagement

Community and Cultural Development Team

Consultation was undertaken with key stakeholders in the development of the Public Art Strategy

Byron Shire Council**Creative Activation/ Public Spaces Small Grants (working title)****Overview**

Byron Shire Council annual Creative Public Spaces Grants are designed to seed fund the creation and presentation of temporary or permanent art projects, creative activations and interventions in public spaces across the Shire. Individual applicants, creative producers or teams of artists can apply for up to 5,000k from a total pool of INSERT TOTAL. Applications are open now and close on INSERT DATE.

(Applications open INSERT DATE each year, subject to the adoption of the budget for the following financial year)

The closing date for this round is 4pm INSERT DATE.

Objectives

The Creative Public Spaces Small Grants support projects that:

- enable and encourage increased creative activity in public spaces through temporary interventions, projects, experiences, artistic platforms or artworks
- build audiences and offer innovative opportunities for community engagement and participation
- are community-driven and catalyze creative and community partnerships, collaborations and resources
- support employment and professional development opportunities for artists
- support diverse creative expression for example ephemeral, digital, temporary or permanent artworks, performances, mini festivals, installations, happenings, workshops or creative activations that reimagine, activate or transform public spaces
- support accessible, diverse and culturally appropriate creative activity
- demonstrate artistic merit, impact and viability

Applicants are encouraged to consider the environmental impact of their work, and the responsibilities of art in the public domain, to ensure a healthy natural and built environment for future generations. Projects could consider minimising environmental impact through production and presentation, in relation to: materials/function/ content/ waste/implementation/ installation/ maintenance or overall contribution to green space. For example, temporary activations or artworks can deliver high impact built and natural environment transformations, with low environmental impacts (such as a platform for digital projections). Temporary projects create opportunities for artists to test ideas and build a reputation for future commissions.

This small grant program aligns with the goals and objectives identified in Council's Operational Plan and the Public Art priorities in Byron Shire Public Art Strategy and Public Art Policy and Guidelines.

Project Design Considerations & Assessment Criteria

In reviewing your application, ensure that your project addresses the following assessment criteria

1. Audiences, Engagement & Collaboration 25%

- Ability to engage audiences in its development and/or presentation
 - For example
 - A clear methodology for engaging with relevant stakeholders or community engagement plan
 - If including Aboriginal cultural content demonstrates appropriate permission from local Aboriginal Elders
 - A third party partnership contribution financial/In-kind/ delivery support will be highly regarded.
 - Track record including demonstrated interest from audiences
 - Supports diverse cultural expression and intergenerational participation

2. Context 25%

- The proposal is appropriate to the context
 - site specificity
 - connection with local themes, community values, and stakeholders and
 - is lead by a local artist, producer or creative organisation (Northern Rivers based) and are locally determined arts and cultural activities
 - sustainability
 - during the selection process consideration will be given to geographic spread of projects across the Shire

3. Viability 25%

Ensures professional project execution through consideration of:

- timeframe and budget
- maintenance, provision for quality materials, durability/removal requirements
- safety and risk management and other approvals such as WWC, traffic control, PPE.

4. Artistic Merit and Impact 25%

Quality of the project vision, ideas and artistic rationale, contribution to cultural vibrancy and contemporary arts practice, including

- quality of past work, demonstrated ability to upscale creative ideas
- Artistic Impact and outcomes achieved through the work
- technical skills of the artist/s
- innovation, originality and experimentation

Artist Teams or Artist/Producer collaborations must nominate one point for contact for all administration and communication with Council.

Eligibility

These grants are open to for Northern Rivers artists and arts producers with a demonstrated ability to upscale creative ideas to deliver projects in Byron Shire.

To be eligible to submit an applicants must:

- be an Australian citizen or resident or hold a valid work permit; and
- live in the Northern Rivers.

Requirements

- All items in the checklist and declaration (in the Application Form) must be supported with appropriate attachments (note: incomplete applications will not be considered).
- The project will occur within the Byron Shire.
- The artist is Northern Rivers based and demonstrates relevant experience and capacity.
- Installation methodology is appropriately considered and outlined.
- Maintenance of any permanent artwork fits within identified budget.
- The artwork/ project location is appropriate and relevant approvals can be obtained within the timeframe.
- The artwork/ project does not pose a safety risk and meets relevant building and safety standards. The installation and construction documentation of the project is appropriate.
- The timeline for the project is achievable.
- A applicants will need to provide an ABN and will be required to have Public Liability insurance to the value of \$20 million as well as a Working with Children Check if applicable.

What will not be funded

- Money for personal use, operational expenses, capital or equipment purchases.
- Public Art projects outside the Byron Shire.
- Cash prizes or commercial gifts.
- Projects that have already been commenced (funds will not be supplied retrospectively).
- Priority will be given to organisation or individuals that have not received public art funding from Byron Shire Council within the last twelve months.
- Production costs of films, videos, books or other publications
- Competitions, Prizes and adjudication fees
- Fundraising events

Assessment Process

The Public Art Panel will assess applications against the criteria and make a recommendation to Council about the grant project proposal. If Council endorses the recommendation, the applicant(s) will be notified in writing that their project has been approved for grant funding.

- Once the project has been approved, work can commence.
- An acquittal report will be required to receive the final instalment of funds which can be used to summarise the project, the purpose of the project, who was involved, the outcomes, how the money was spent and including at least one photo. (Draft acquittal form E2015/39672.) Evaluation will be based on the Cultural development networks standardised outcome measures.

The Funding pool is allocated at the discretion of Council and subject to budgetary constraints annually.

Projects must be submitted on the Application Form provided, with supporting information attached, if relevant (refer to the checklist in the application form). The following templates are provided and should be completed and submitted together:

1. Application Form
2. Risk Assessment

Each project will be evaluated based on the assessment criteria. Late or incomplete applications will not be considered. Projects must be completed within a 12-month timeframe.

Applicants can apply for one grant per funding round and must have no outstanding grant acquittals or debts owing to Council.

The closing date for this round is 4pm INSERT DATE..

Enquiries should be directed to Melitta Firth, Art and Culture Officer on 6626 7013 or via email mfirth@byron.nsw.gov.au.

Copyright

The successful artist/creative team will maintain copyright in their submissions. Council retains permission to use images and ideas in promotion of the grant round and the successful projects of grant recipients. Council will attribute artists in any promotion related to the program.

EXCERPT Byron Shire Public Art Policy *for possible inclusion as addendum:*Guiding principles

The following guiding principles are from the Byron Shire Public Art Policy:

1. Distinctive Spaces - Create and commission innovative, public art that reflects the values of the Shire's communities.
2. Diverse Art Forms - encourage new, innovative art forms and styles.
3. Local Skilling and Employment - provide opportunities for local artists and community members to develop their professional skills.
4. Partnerships - develop and maintain collaborative partnerships with those involved in public art projects.
5. Local Culture- Public Art will reflect the local cultural diversity, identities, issues, values and sites of significant cultural and natural heritage.
6. Sponsorship - encourage private and commercial sector contributions to public art and effective mechanisms for partnerships.

Council recognizes that high quality public art has the ability to enhance public places and spaces. It can also add immeasurably to a community's sense of place, contribute to civic identity, address community needs, and activate public spaces.

As outlined in the Public Art Policy, Public art acquisitions will be:

- a. Integral to social and cultural development as outlined in the Byron Shire Community Strategic Plan.
- b. Developed and managed by appropriate procedures and processes (refer to Public Art Guidelines)
- c. Created considering standards of excellence, in a professional manner
- d. Adequately planned with relevant stakeholders throughout the project duration
- e. Meaningful, aesthetically stimulating and site specific
- f. Aimed to provide a cultural outcome (refer to Public Art Guidelines)
- g. Supportive of local creative industries.