

Adopted by Council at its meeting held September 9, 2013 [M341-2013]

AA

Windsor, Ontario, September 9, 2013

**REPORT NO. 181 of the  
SOCIAL DEVELOPMENT,  
HEALTH & CULTURE STANDING COMMITTEE**  
of its meeting held August 7, 2013

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**Present:**  
**Councillor Ed Sleiman, Chair**  
**Councillor Jo-Anne Gignac**  
**Councillor Alan Halberstadt**  
**Councillor Fulvio Valentinis**  
**Councillor Percy Hatfield**

That the following recommendation of the Social Development, Health and Culture Standing Committee **BE APPROVED** as follows:

Moved by Councillor Valentinis, seconded by Councillor Halberstadt,  
**THAT** the Community Development and Health Commissioner **BE AUTHORIZED** to issue Expressions of Interest when it becomes necessary to relocate public art on private property; and

**THAT** the criteria for evaluating such Expressions of Interest (attached as "Appendix A") and as may be amended in keeping with best practices **BE APPROVED**; and

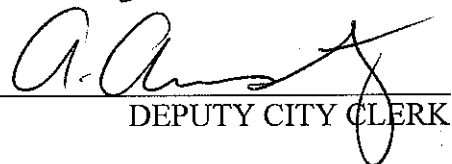
**THAT** the recommended location for such art **BE BROUGHT TO COUNCIL FOR APPROVAL.**

Carried.

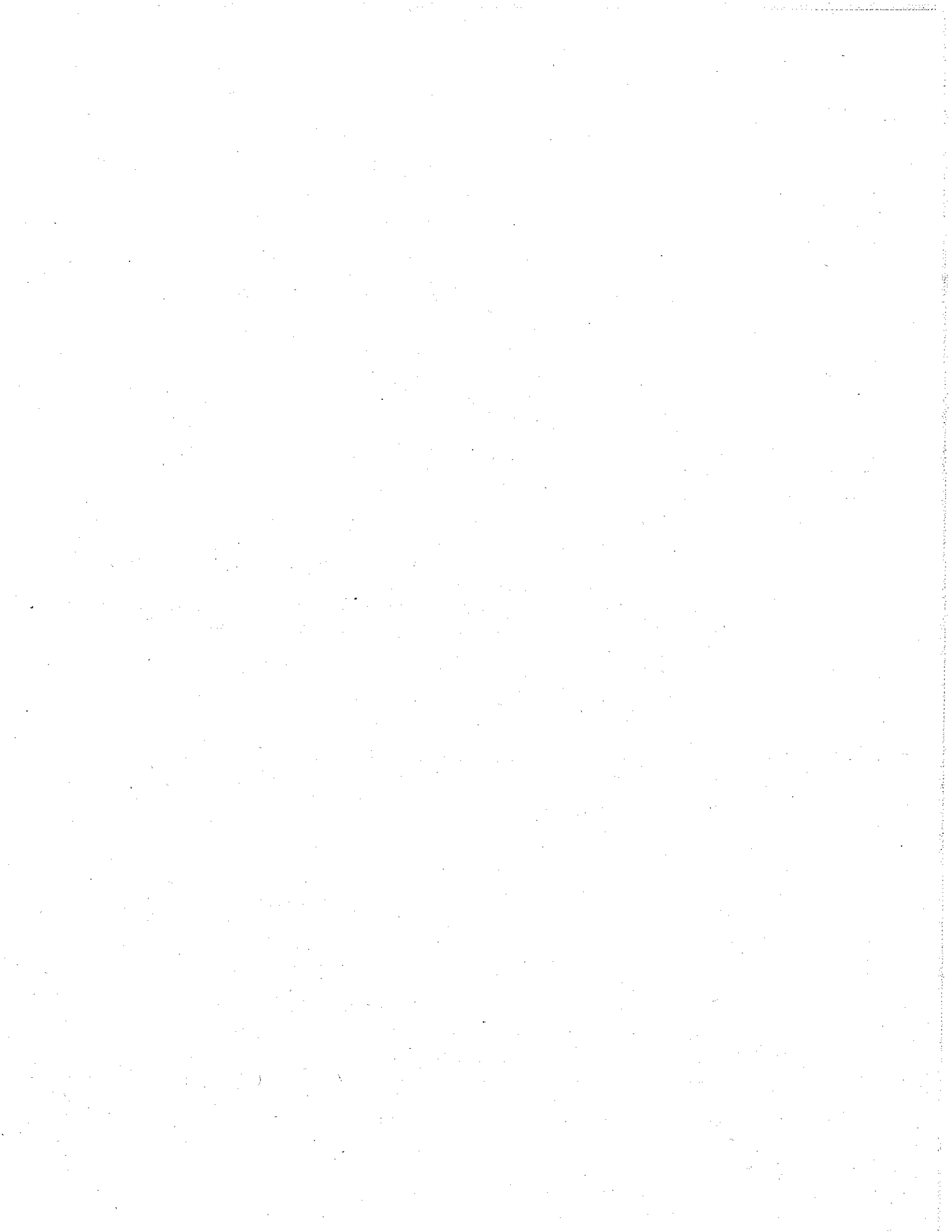
Clerk's Note: The report of the Executive Initiatives Coordinator dated July 22, 2013 entitled "Relocation of Public Art" is attached as background information.

**LIVELINK 16575, GFG/6921**

  
CHAIRPERSON

  
DEPUTY CITY CLERK

NOTIFICATION :				
Name	Address	Email Address	Telephone	FAX



**THE CORPORATION OF THE CITY OF WINDSOR**  
**Social Development, Health and Culture Standing Committee-**  
**Administrative Report**



**MISSION STATEMENT:**

*"The City of Windsor, with the involvement of its citizens, will deliver effective and responsive municipal services, and will mobilize innovative community partnerships"*

<b>LiveLink REPORT #: 16575 GFG/6921</b>	<b>Report Date: July 22, 2013</b>
<b>Author's Name: Sandra Bradt</b>	<b>Date to Standing Committee: August 7, 2013</b>
<b>Author's Phone: 519 255-5200 ext. 5354</b>	<b>Classification #:</b>
<b>Author's E-mail: sbradt@city.windsor.on.ca</b>	

**To: Social Development, Health and Culture Standing Committee**

**Subject: Relocation of Public Art**

**1. RECOMMENDATION: City Wide: X Ward(s): \_\_\_\_\_**

**THAT** the Community Development and Health Commissioner **BE AUTHORIZED** to issue Expressions of Interest when it becomes necessary to relocate public art on private property; and

**THAT** the criteria for evaluating such Expressions of Interest (attached as "Appendix A") and as may be amended in keeping with best practices **BE APPROVED**; and

**THAT** the recommended location for such art **BE BROUGHT TO COUNCIL FOR APPROVAL**.

**EXECUTIVE SUMMARY:**

N/A

**2. BACKGROUND:**

The City of Windsor is fortunate to have several public art installations throughout the City, contributing to its vitality. As previously noted to Council, the murals that had been located on the Ferry Street Windsor Star building needed to be moved to protect them during the renovation of that building by the University of Windsor. The Windsor Star had requested that the smaller of the two murals, which depict news stories from Windsor's history, be reinstalled on their new building at 300 Ouellette. The larger "Karen Hall" mural was to be stored until a suitable location for its display could be found.

City Council addressed this issue at their meeting of June 4, 2013 through M231-2013:

*"That Report No. 163 of the Social Development, Health & Culture Standing Committee of its meeting held May 8, 2013 regarding the 'Removal and Relocation of Two (2) Murals on 167 Ferry Street, Windsor' BE ADOPTED as presented."*

Currently the Star murals are being stored by Parks and Facilities at no additional cost to the Corporation.

### **3. DISCUSSION:**

Circumstances requiring the relocation of public art occur infrequently, but it has happened. As noted above, the Windsor Star murals are currently in storage and in need of a home. Two unsolicited inquiries have been received about the possibility of relocating the larger mural to their private properties. Administration wants to ensure that any community partner has the opportunity to express their interest in the work and have their site equitably considered.

In order to expedite the return of the Star murals to the public domain, put a process in place to address the relocation of public art in the future, and to ensure that all interested parties follow the same process; this item is being brought before Standing Committee and Council for consideration.

Administration is requesting approval for a process to be followed when relocating public art on private property. Section 4.3 of the Public Art Policy addresses instances where an artwork is being removed from the public domain, but does not address its relocation. In an effort to ensure transparency and fairness, Administration proposes to issue an Expression of Interest (EOI) to the community when a new host location is required. The EOI would contain an evaluation matrix that will allow Administration to make a recommendation to Council. It is noted that although the EOI process would be run by the Purchasing Department, the subject matter is not governed by the Purchasing By-law.

The EOI would be advertised at the direction of Cultural Affairs. Responses to the Expressions of Interest would be evaluated by the Community Development and Health Commissioner, internal staff from Recreation and Culture and Parks and Facilities; and the Chair of the Public Art Committee according to a matrix of selection criteria, which are attached as Appendix "A". Each submission would be scored according to the matrix and a recommended location would be brought to City Council for final approval.

### **4. RISK ANALYSIS:**

Artists have partnered with the City to share their work with residents and visitors to the community for the benefit of all. Administration is committed to making decisions through a fair and transparent process which returns art to the most suitable space in the public domain as quickly as possible. To entertain locations for public art without an open process contravenes the City's commitment to accountability and transparency.

### **5. FINANCIAL MATTERS:**

As noted in Livelink #16464, the cost to remove the Windsor Star murals was approximately \$1200. This cost has been accounted for within the Parks and Facilities approved operating

budget. To re-install these works is estimated to be \$3000-\$4000. Depending upon the responses to the Expression of Interest to host the work, the cost for reinstallation may be attributed to a city budget or be assumed by the host.

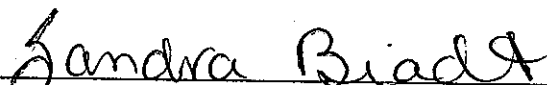
The Public Art Policy stipulates that the costs of maintaining and insuring public art and privately owned art in public locations will be incorporated into the purchase, donation, gifting, or legal agreements deemed appropriate to ensure the long-term maintenance of the public art work. The costs involved with relocating any public art will be determined as part of the evaluation matrix and reported to City Council for decision on a case by case basis.

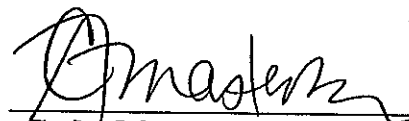
## 6. CONSULTATIONS:

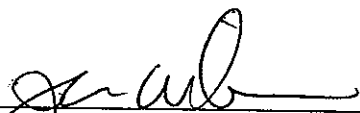
Consultations were held with staff from Recreation and Culture, Finance, Parks & Facilities, and Legal/Purchasing.

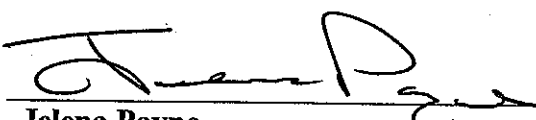
## 7. CONCLUSION:

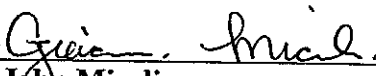
Should it become necessary to relocate any public art on private property, a call for Expressions of Interest ensures that all interested parties have equal opportunity to display these community treasures in accordance with public art best practices. The process identified through this report ensures that such matters are dealt with expeditiously and in compliance with established Council priorities.

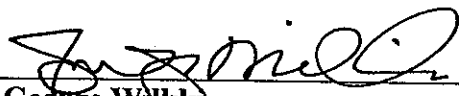
  
Sandra Bradt  
Executive Initiatives Coordinator  
Community Development & Health

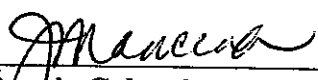
  
Cathy Masterson  
Manager of Cultural Affairs

  
Jan Wilson  
Executive Director of Recreation and  
Culture

  
Jelena Payne  
Community Development and Health  
Commissioner

  
John Miceli  
Executive Director of Parks and Facilities

  
George Wilko  
City Solicitor and Corporate Leader  
Economic Development & Public Safety

  
Onorio Colucci  
Chief Financial Officer/City Treasurer  
and Corporate Leader Finance and  
Technology

  
Helga Reidel  
Chief Administrative Officer

**APPENDICES:**

**Appendix A – Evaluation Matrix**

**DEPARTMENTS/OTHERS CONSULTED:**

**Name:**

**Phone #: 519                      ext.**

**NOTIFICATION :**

Name	Address	Email Address	Telephone	FAX

**Evaluation Matrix for the Relocation of Public Art**

<b>Criteria</b>	<b>Maximum Points</b>
Adherence to <i>Public Art Policy</i>	20
Proposed Host Site <ul style="list-style-type: none"> <li>• Accommodation of artwork without modification</li> <li>• Site stability</li> <li>• Site longevity</li> <li>• Visibility/Prominence <ol style="list-style-type: none"> <li>i) High traffic area</li> <li>ii) Visible to pedestrians/vehicles</li> <li>iii) Proximity to other artwork/cultural institutions</li> <li>iv) Relation to location of subject of artwork</li> </ol> </li> </ul>	30
Protection from elements	10
Cost of relocation <ul style="list-style-type: none"> <li>• City or host responsibility</li> </ul>	20
Host site community links	10
Other benefits to City	10
<b>TOTAL</b>	<b>100</b>

**Evaluation Committee**

Community Development and Health Commissioner  
Executive Director of Recreation and Culture  
Executive Director of Parks and Facilities or designate  
Manager of Cultural Affairs  
Chair of the Public Art Committee

