



CITY OF MOOSE JAW

Office Consolidation

Public Art Committee Bylaw

Bylaw No. 5662

Date of Passage February 14, 2022
(effective date February 14, 2022)

Disclaimer:

This information has been provided solely for research convenience. Official bylaws are available at the Office of the City Clerk and must be consulted for purposes of interpretation and application of the law.

This Bylaw has been consolidated under the authority of the City Clerk. It represents proof, in absence of evidence to the contrary of:

- (a) the original bylaw and of all bylaws amending it; and**
- (b) the fact of passage of the original and all amending bylaws.**

BYLAW NO. 5662
PUBLIC ART COMMITTEE BYLAW

THE MUNICIPAL COUNCIL OF THE CITY OF MOOSE JAW ENACTS AS FOLLOWS:

Definitions

1. In this Bylaw:

- a) "**Code of Ethics Bylaw**" means Bylaw No. 5658, Committee and Board Member Code of Conduct and Disclosure Bylaw.
- b) "**Committee**" means the Public Art Committee.
- c) "**Procedure Bylaw**" means Bylaw No. 5176, A Bylaw of the City of Moose Jaw Governing the Proceedings of City Council and any Committees Established by City Council for the Administration of the Business of City Council.

Establishment of Committee

- 2. Pursuant to section 55 of *The Cities Act*, City Council is continuing the responsibilities of the Murals Project Management Committee under the new Public Art Committee.

Duties/Functions

- 3. Acting on behalf of the City, the Committee shall be responsible for:
 - a) facilitating the formation of a public art plan and outlining the priorities for Public Art in the City based on the purpose, goals, and procedures of the City of Moose Jaw Public Art Policy;
 - b) managing, controlling, and supervising the Murals of Moose Jaw Program, which includes determining and approving locations for the murals, and the annual repair and maintenance of the murals;
 - c) adjudicating and recommending works of art to City Council for approval, including commissions, purchases, or community-based projects, for which the funding has been approved according to the criteria outlined in the City of Moose Jaw Public Art Policy;
 - d) reviewing offers of donations of works of art or third-party Public Art initiatives, based on the goals and procedures of the City of Moose Jaw Public Art Policy, and making recommendations to City Council for their approval;

- e) implementing a documented process for the conservation and ongoing maintenance of permanent pieces of public art;
- f) providing a recommendation to City Council on the relocation or de-accessioning of public artworks as deemed necessary;
- g) assisting in the promotion and education of the public about the City of Moose Jaw Public Art Policy and Public Art Collection;
- h) completing an annual review of the Public Art Policy and proposing amendments to City Council when deemed necessary;
- i) submitting an annual report to City Council highlighting the work completed over the past year through the Public Art Policy;
- j) submitting an annual budget request to City Council and administering and reviewing the annual budget assigned by City Council for the City's Public Art Fund; and
- k) requesting a non-voting art-specific expert or peer jury to provide advice to the committee depending on the Public Art being adjudicated.

Member Eligibility and Appointment

4.(1) The Committee shall consist of the following members:

- a) one (1) member of City Council;
- b) one (1) staff member of the Moose Jaw Museum and Art Gallery;
- c) one (1) staff member of the Moose Jaw Cultural Centre;
- d) one (1) staff member from Tourism Moose Jaw;
- e) one (1) member of the Downtown Moose Jaw Association; and
- f) four (4) persons residing in Moose Jaw.

(2) All Committee members shall be appointed by and serve at the pleasure of City Council.

(3) In making appointments pursuant to clause 4(1), City Council shall consider applicants who are experienced in the arts field and have interested in promoting public art in the community.

(4) For 2022 only, the appointments of one-half of the Committee members shall be for one-year terms beginning January 1, 2022, and expiring December 31, 2022, and the appointments of the other half of the

Committee members shall be for two-year terms beginning January 1, 2022 and expiring December 31, 2023.

- (5) Following the initial appointments to the Committee under clause 4(4), the Committee member's appointments shall be for two-year terms.
- (6) A Committee member's appointment will automatically terminate when:
 - a) in the case of a member of City Council, the member ceases to be a member of City Council;
 - b) a member appointed pursuant to subclause 4(1)(f) ceases to be a resident of the City; or
 - c) the member's seat becomes vacant through resignation or death.
- (7) On the recommendation by the Committee, City Council may terminate a Committee member's appointment:
 - a) if the member fails to attend three consecutive Committee meetings without, in the Committee's opinion, a reasonable excuse;
 - b) when there is permanent incapacity of a member; or
 - c) for cause.
- (8) Where a Committee member's appointment expires or is terminated under this section, City Council may appoint another person to fill the vacancy for the remainder of the term of the member being replaced.
- (9) In the event that City Council is unable to appoint a new member to the Committee before a member's appointment expires through the passage of time, the member's appointment is automatically extended until a new member is appointed.

Chair

- 5.(1) At the Committee's first meeting of each year, the Committee members will elect one of its members to be the Chair of the Committee and elect another member to be the Committee's Vice-Chair.
- (2) The Chair shall preside over all Committee meetings at which the Chair is present, and the Vice Chair will preside over the Committee Meetings or portions thereof when the Chair is not present.
- (3) When neither the Chair nor the Vice-Chair is present at a Committee meeting or portion thereof, the Committee members who are present may elect a member to preside over that meeting or portion thereof.

Meetings and Procedure

- 6.(1) The Committee shall hold its meetings at the time and place determined by the Committee.
- (2) Meetings in addition to those determined under clause (1) shall be at the time and place determined by the Chair, except for the months July and August.
- (3) The Committee will conduct its proceedings in accordance with the City of Moose Jaw Procedure Bylaw.
- (4) Notwithstanding clause (3), the Committee may adopt general rules of procedure as long as they are not in conflict with the rules of procedure in the Procedure Bylaw.

Conflict of Interest

- 7. The Committee members will conduct themselves in accordance with the City of Moose Jaw's Bylaw No. 5658, Committee and Board Member Code of Conduct and Disclosure Bylaw.

Bylaws Repealed

- 8. Bylaw No. 5375 is repealed.

Coming into Force

- 9. This Bylaw comes into force and effect on the date of passage.

READ A FIRST TIME ON FEBRUARY 14, 2022

READ A SECOND TIME ON FEBRUARY 14, 2022

READ A THIRD TIME AND PASSED ON FEBRUARY 14, 2022


MAYOR


CITY CLERK