



Meeting 2010 June 28

COUNCIL REPORT

MAYOR'S TASK FORCE ON GRAFFITI

*HIS WORSHIP, THE MAYOR
AND COUNCILLORS*

SUBJECT: ANTI-GRAFFITI STRATEGY

RECOMMENDATION:

1. THAT Council receive this report for information.

REPORT

The Mayor's Task Force on Graffiti, at its meeting held on 2010 June 22, received and adopted the *attached* report regarding the Anti-Graffiti Strategy including work in progress in each of the four elements of Eradication, Education, Prevention, and Identification and Deterrence.

Respectfully submitted,

Councillor C. Jordan
Chair

Councillor S. Dhaliwal
Vice Chair

Councillor P. McDonell
Member

Copied to:	City Manager Director Engineering Director Finance Director Planning and Building Director Parks, Rec., and Cultural Services RCMP - O.I.C. Burnaby Detachment Rick Taylor
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TO: CHAIR AND MEMBERS OF MAYOR'S TASK FORCE ON GRAFFITI **DATE:** 2010 June 17

FROM: DIRECTOR ENGINEERING **FILE:** 1750 20

SUBJECT: ANTI-GRAFFITI STRATEGY

PURPOSE: To provide the Mayor's Task on Graffiti a progress report on the Anti-Graffiti Strategy

RECOMMENDATION:

1. **THAT** the Task Force on Graffiti receive this report and forward it to Council for information.

REPORT

The Anti-Graffiti Strategy was developed by the Mayor's Task Force on Graffiti and adopted by Council in 2007 February. This report updates the Task Force on work in progress in each of the 4 elements of Eradication, Education, Prevention, and Identification and Deterrence.

ERADICATION

This element of the strategy facilitates the timely removal of graffiti and encourages reporting of graffiti. Work processes in this area are established and ongoing.

PRIVATE PROPERTY

Since the graffiti bylaw inception in 2007 September there have been 519 bylaw notices sent to tenants and owners of either business or private properties with the majority (94%) of them satisfactorily resolved. A summary is provided in Table 1. The numbers are decreasing every reporting period as residents and business owners become more proactive in their efforts to remove graffiti as soon as it appears. On many occasions, reported graffiti has been removed by the time staff go out to inspect the property.

On rare occasions and as a last resort, the City has hired a contractor to remove graffiti from private property when the owner has been uncooperative. In these instances the cost of removing the graffiti is charged back to the property owner through their property tax assessments.

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 From: Director Engineering
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Table 1: Summary of Reported and Identified Graffiti Incidents

REPORT TYPE	07/Jun-08/Jun	08/Jun-09/Jun	09/Jun-10/Jun	Total Since 07/Jun
PRIVATE PROPERTY	203	249	67	519
CITY PROPERTY	07/Jun-08/Jun	08/Jun-09/Jun	09/Jun-10/Jun	Total Since 07/Jun
Traffic Signal Control Boxes	170	10	6	186
Signs, Barricades, Sidewalks	96	55	13	164
Fences	39	27	6	72
Bus Shelters	33	16	9	58
Retaining Walls, Over/underpasses	34	21	23	78
Sanitation Containers	49	21	14	84
Lamp Standards	38	40	15	93
Parks Department	45	24	40	109

CITY PROPERTY

City staff has continued to be diligent with the fight against graffiti by promptly removing graffiti from City property when identified. There has been an increase in graffiti complaints within City parks. This is partly due to the concerted effort to identify graffiti within park areas for the Community Paint Out Program. Increased communication between Environment Groups, Community Police Action Groups, and others have also contributed to the increase in graffiti reports along park trails. Emphasis on removing graffiti from park areas will continue throughout the summer.

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PUBLIC UTILITIES

Table 2: Summary of Reported and Identified Graffiti Incidents on Public Utilities (Non City Owned)

REPORT TYPE	07/Jun 08/Jun	08/Jun-09/Jun	09/Jun-10/Jun	Total
Skytrain/Trans	51	11	7	69
BC Hydro	23	24	25	72
Telus	12	5	3	20
Canada Post	93	79	23	195

BC Hydro has continued to clean only profane graffiti from their transformer boxes. They are reluctant to remove graffiti from their boxes on an ongoing and regular basis due to budget concerns. On the other hand, Skytrain, Telus and Canada Post continue to remove graffiti off of their property upon request. Work will continue to encourage corporate responsibility from public utility companies.

The use of the City's graffiti web page has been helpful in identifying and removing graffiti from public utilities. To date, over 450 online reports have been recorded.

COMMUNITY GRAFFITI CLEAN UPS

Community graffiti clean ups have been well received and will continue on an ongoing basis. These events are coordinated and initiated by the Anti-Graffiti Coordinator and the Burnaby RCMP Anti-Graffiti Investigator. Approximately 6 events are organized every year.

In addition to community clean ups, graffiti clean ups by youths serving community hours are organized about twice a month.

EDUCATION

Work is ongoing with this element of the strategy that raises awareness and educates the public on the graffiti program.

The Anti-Graffiti Coordinator attends and supports numerous public events to educate participants as well as surrounding business and property owners. Usually, community events that focus on graffiti and garbage cleanup are targeted. In addition, presentations are made to interested groups or organizations such as District Parent Advisory Committees and Student Advisory Committees.

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This year, Dream Riders Theatre group performed an education play about Litter, Vandalism and Graffiti at 15 elementary schools. These have been well received by students based on the interactive question and answer period following the plays.

PREVENTION

The prevention element of the strategy is designed to better protect public and private property from graffiti vandalism.

ANTI-GRAFFITI WRAPS

There are 20 traffic signal control cabinets that have had Uninterruptable Power Supply (UPS) boxes added to them. These new UPS boxes will be wrapped in 2010 July. There are also 6 new cabinets that will be wrapped at the same time. The success of this program is evident by the few (4) incidents of graffiti on the cabinets within the last 6 months.

Anti-graffiti wraps are being considered for other City appurtenances such as equipment boxes within parks and sewer pump stations where graffiti has been a problem.

MURAL PROGRAM

On 2010 April 12, Council approved a Mural Grant Program with a funding allocation of \$100,000. With this level of funding it is estimated that the Mural Grant Program can be sustained over the next five years.

The application, terms and conditions for the Mural Grant Program are attached as Appendix 1, and are briefly described below.

Program Funding

The City will provide 50% cost-shared funding for the painting of murals up to a maximum of \$3,500. The total cost of all proposed mural projects would first be fully funded from other sources. Upon satisfactory completion and submissions of paid invoices and receipts, the City will then reimburse half the total eligible cost up to \$3,500.

Program Application and Approval Process

All applications for a mural grant must be submitted from one of the associations listed below.

1. Edmonds Business and Community Association
2. Kingsway Imperial Neighbourhood Association
3. Heights Merchants Association
4. Burnaby North Road Business Improvement Association

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Individuals or businesses outside of the areas represented by the four associations can make applications through any one of the associations. Representatives of each association have agreed to undertake this role without bias. The main benefit of this process is to reinforce community consultation and dialogue amongst all stakeholders. It is hoped that the resulting grant applications forwarded to the City for consideration would have full community support.

All submitted applications would be reviewed to ensure they meet the guidelines and all terms and conditions of the Mural Grant Program. A report to Council would then be prepared recommending the grant allocation(s). Once the mural is completed and reviewed, reimbursement of costs would be authorized as appropriate. Should the program be oversubscribed, recommendations would be made to Council prioritizing the projects based on their ability to deter graffiti.

IDENTIFICATION AND DETERRENCE

This element of the strategy focuses on identifying vandals and holding them responsible for their actions.

Since 2010 March, the City of Burnaby has been using a Bylaw Violation Notice and Adjudication system to issue bylaw tickets to graffiti vandals. To date there have been 5 graffiti bylaw tickets written to graffiti vandals by the RCMP.

The RCMP presence in the community and work with known graffiti writers has helped to deter the frequency of graffiti in the City. Walls are staying cleaner for longer periods of time and some prolific walls have remained graffiti free since cleaning.

This report is provided for information.



Ar. Lambert S. Chu, P.Eng.
Director Engineering

KW:br
Attachment

Copied to: City Manager
Director Finance
Director Planning and Building
Director Parks Recreation & Cultural Services
RCMP - O.I.C Burnaby Detachment Chief Supt. Rick Taylor

Description of the Proposed Mural Project

Please attach the following information and materials to your application:

- a) Location and Theme: Describe the theme, meaning and relevance of the proposed mural.
- b) Community Benefits: Provide a description of the potential benefits of the project to the community.
- c) Selection of Artist: Identify the process that will be used to select the mural artist.
- d) Organization: Describe your organization, including its mandate, membership and geographic boundaries.
- e) Sketch: A sketch of the mural must be completed in the colours intended to be used and accurately portray how the mural will appear on the wall incorporating windows, doors, awnings etc.



CITY OF BURNABY MURAL GRANT PROGRAM

TERMS AND CONDITIONS

1.0 Use and Purpose of Funding

1.1 This funding must be used only for the purposes of the mural project as described on the application form.

1.2 This program does not cover short term promotional murals for events.

2.0 Freedom of Information and Protection of Privacy Act

The information contained in the Mural Grant Program Application is subject to the Freedom of Information and Protection of Privacy Act. All funding decisions are publicly available.

3.0 Funding

3.1 Grants are provided up to 50% of the cost of the mural or up to a maximum of \$3,500 whichever is less.

3.2 The grant funding will be issued upon completion of the mural project, subject to final inspection and approval by the City and submission of all receipts and/or paid invoices.

3.3 Any unused portion of the allocated funding remains the property of the City of Burnaby and will be reallocated to other mural projects.

3.4 Any costs in excess of the allocated funding will not be considered if the mural project exceeds the estimated cost.

4.0 Acknowledgement of Funding

The Recipient will acknowledge the support of the City of Burnaby for the mural at all appropriate opportunities including, but not limited to, public reports, brochures, signs and advertisements.

5.0 Materials and Maintenance

- 5.1 Materials used must be durable, graffiti resistant and weather resistant.
- 5.2 An anti-graffiti protective coating that protects the mural from ultra violet rays, graffiti and dirt is mandatory.
- 5.3 Murals must be adequately maintained, cleaned and repaired by the owner of the building.

6.0 Mural Design

- 6.1 Designs and artwork are subject to final approval by the City of Burnaby.
- 6.2 The mural shall not promote violence, hatred or contempt against any identifiable group distinguished on the basis of color, race, ancestry, religion, ethnic origin, sexual orientation or disability.
- 6.3 The mural should enhance the building and local environment, and strengthen community identity.
- 6.4 Murals incorporating direct advertising, any trade marks, racial/religious/political acts or statements will not be permitted.

7.0 Accounting

- 7.1 The Recipient must keep and maintain all records, invoices and other documents related to the funding in a manner consistent with generally accepted accounting principles and clerical practices, and must maintain such records for a period of three years from the date of receipt of the funding.
- 7.2 The Recipient authorizes the City and its agents at all reasonable times to inspect and copy any and all records, invoices and documents in the custody or control of the Recipient which relate to the funding. The right of inspection includes the right to perform a full or partial audit of the aforementioned records, as considered by the City of Burnaby.

8.0 Project Completion Time

- 8.1 The mural project must be completed no later than the agreed upon date between the artist and the Mural Committee/Business Association unless there has been prior written approval of an extension.
- 8.2 Maximum time allowed for completion is 90 days, and maximum time allowed for an extension is an additional 90 days. Any incomplete murals past the completion date

or approved extension date will lose any approved City funding. Subsequent completion of the mural and full cost thereof will be the responsibility of the association/applicant.

9.0 Limitations of Liability and Indemnification

- 9.1 The City of Burnaby will not be liable for any damages, injury or any loss of use arising out of, or in any way related to the funding or the Recipient's operations.
- 9.2 Recipient shall indemnify the City of Burnaby, staff and agents, against all costs, damages and expenses incurred as a result of a claim or proceeding related to the funding or to the Recipient's operations, unless such costs, damages or expenses arise from the negligence or willful act of an employee or agent of the City of Burnaby.

10.0 Further Conditions

The City of Burnaby shall be entitled, at any time, to impose such additional terms and conditions on the use of the funding which, in its sole discretion, it deems appropriate.

11.0 Status of Recipient

The Recipient must be in good standing with the City of Burnaby, having met the terms and conditions of any previous funding provided by the City.

12.0 Letter of Understanding

The Recipient must execute and return to the Director of the Association an executed copy of a letter of Understanding if funding is approved.

13.0 Assessment Criteria

In the event that there are several applications per annum, priority will be given to properties that have been victims of graffiti.

DEFINITIONS

*Applicant:
The party that applies for the mural grant.

*Recipient
The party that is successful in the application process



ARTIST MURAL AGREEMENT

I/We (print full name) _____ am/are the

Artist (s) of the proposed mural at _____ that is the subject of this contract.

I/We authorize and hereby grant permission to the City of Burnaby to photograph and/or film or otherwise reproduce the subject mural, and/or to use and/or permit others to use information from the aforementioned images and films in educational and promotional activities of the City of Burnaby without compensation.

Name of the Artist(s) (please print)

Signature of Artist(s)

Date

Artist(s) Contact Information

Mailing Information:
City and Postal Code:
Telephone Residence:
Telephone Business:
Cell Phone:
Fax and email:

The information above is used to process the mural project application and to contact the artist. Any questions about the process can be directed to the City of Burnaby's Anti-Graffiti Coordinator.



PROPERTY OWNER MURAL AGREEMENT

I/We (print full name) _____ am/are the property owner(s) of _____ where a mural is proposed and cost-shared funding is requested from the City of Burnaby.

I/We authorize and hereby grant permission to the City of Burnaby to photograph and/or film the subject mural, and/or to use and/or permit others to use information from the aforementioned images and films in educational and promotional activities of the City of Burnaby without compensation.

I/We agree that the mural will not be altered or removed for at least 5 years unless the property is sold or a demolition of the building takes place.

I/We agree to maintain, clean and repair mural when required and/or if requested by the City of Burnaby.

I/We agree to maintain sufficient liability insurance to cover any and all liabilities arising under this agreement.

Name of the Owner(s) (please print)

Signature of Owner(s)

Date

Owner(s) Contact Information

Mailing Information:
City and Postal Code:
Telephone Residence:
Telephone Business:
Cell Phone:
Fax and email:

The information above is used to process the mural project application and to contact the property owner. Any questions about the mural process can be directed to the City of Burnaby's Anti-Graffiti Coordinator.