

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda

Resolution or Ordinance (Blue) _____
Waiver of First Requested
Recommendations of Boards, Commissions & Committees (Green) _____
Other Business (Pink) _____

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: William T. Lichter, Village Manager

DATE: January 8, 2007 (B of T) Date: January 18, 2007

TITLE: 218-226 W. St. Charles Road – The Pointe at Lombard

SUBMITTED BY: The Economic and Community Development Committee through the Department of Community Development *WTL*

BACKGROUND/POLICY IMPLICATIONS:

The Economic and Community Development Committee through the Department of Community Development transmits for your consideration a request for the Village to take the following actions:

1. Motion authorizing \$19,000 in Downtown TIF funds for the purchase of artwork known as "Your Turn".
 2. Resolution authorizing the signatures of President and Clerk on an Agreement in the amount of \$38,000 for the creation of the artwork known as "Your Turn".
- (DISTRICT #1)

The Economic and Community Development Committee recommended approval of this request. Please place this item on the January 18, 2007 Board of Trustees agenda.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X	_____	Date	_____
Finance Director X	<i>W.T. Lichter</i>	Date	1/10/07
Village Manager X	_____	Date	_____

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



MEMORANDUM

TO: William T. Lichter, Village Manager
FROM: David A. Huliseberg, AICP, Assistant Village Manager/Director of Community Development *GAH*
DATE: January 18, 2007
SUBJECT: Downtown Public Art Program Proposal – “Your Turn”

BACKGROUND

In May 2005, a Downtown Public Art Program was established per the actions of the Economic and Community Development Committee and the Village Board of Trustees. This program allows works of art to be placed throughout the Downtown TIF and St. Charles Road TIF 1 West Districts. There is no limit on either the maximum project cost or the share of costs to be borne by the Village.

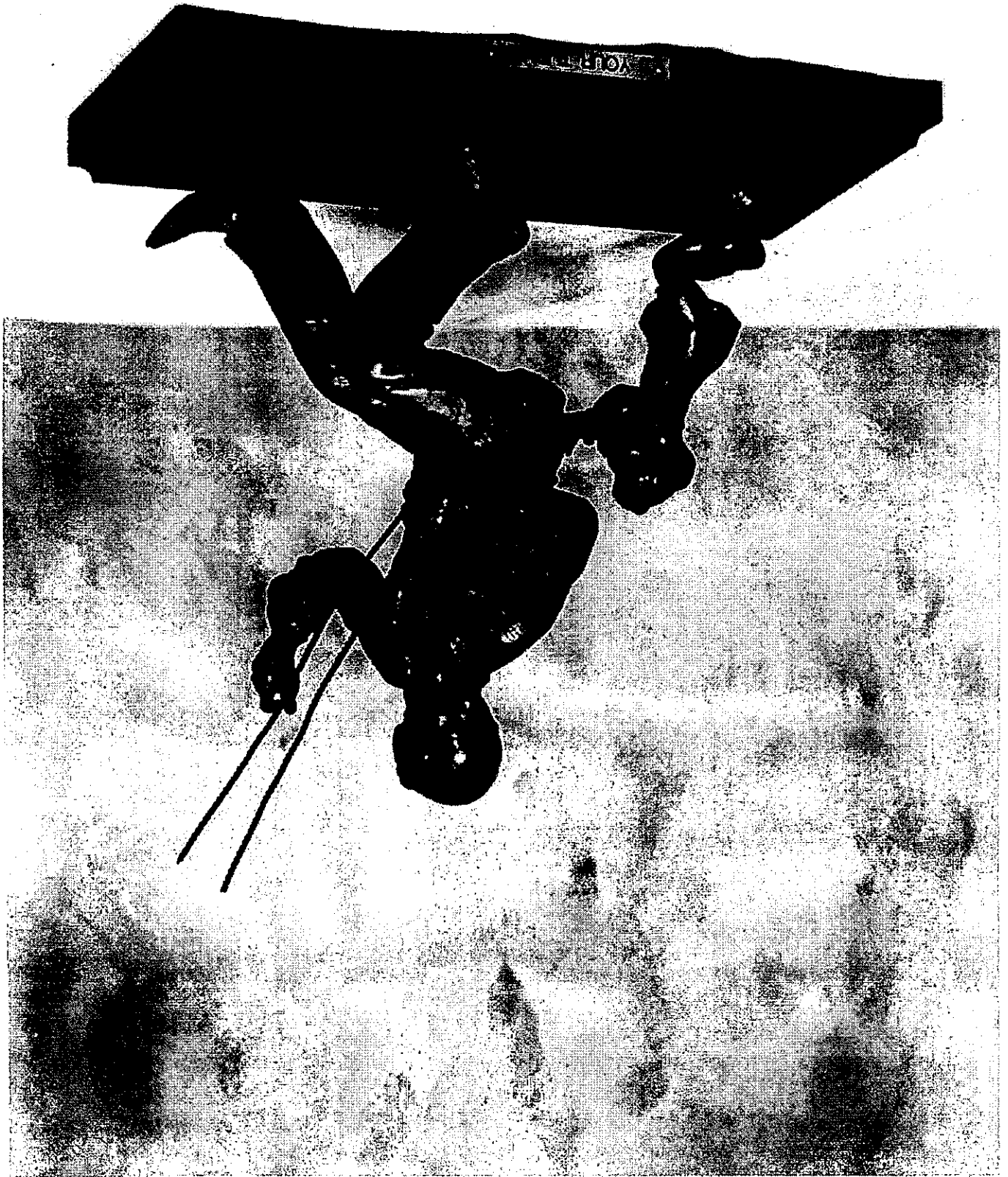
PROPOSAL

Staff currently has a proposal for a bronze sculpture to be placed in front of The Pointe at Lombard mixed-use senior housing development located at 218-226 W. St. Charles Road. This proposed bronze sculpture will be in keeping with the bronze sculpture theme throughout the Downtown area. Local artist Bud Swanson created the piece, known as “Your Turn,” which is shown on the attached picture.

The total cost of the sculpture is \$38,000. Staff has received donations to cover one half of the project and \$19,000 in TIF funds are requested to fund the remainder of the project cost. The Committee recommended that the Village Board authorize \$19,000 in Village TIF funds to cover one-half the cost of this proposed artwork.

ACTIONS REQUESTED

1. That the Village Board make a motion authorizing \$19,000 in TIF funds for the purchase of the proposed artwork known as “Your Turn.”
2. That the Village Board approve a resolution to authorize the signatures of the Village President and Clerk on the attached agreement relative to the proposed artwork known as “Your Turn.”



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RESOLUTION

**A RESOLUTION AUTHORIZING SIGNATURES OF
VILLAGE PRESIDENT AND CLERK ON AN AGREEMENT**

WHEREAS, the Corporate Authorities of the Village of Lombard have received an Agreement, attached as Exhibit A, for the creation of artwork known as "Your Turn" from Larry Swanson, Sculptor, in conjunction with the Village's Downtown Public Art Program; and

WHEREAS, the artwork will complement and support the Village's plans to maintain a quality Downtown; and

WHEREAS, the Corporate Authorities deem it to be in the best interest of the Village of Lombard to approve such Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DUPAGE COUNTY, ILLINOIS, as follows:

SECTION 1: That the Village President be and hereby is authorized to sign on behalf of the Village of Lombard said Agreement as attached hereto.

SECTION 2: That the Village Clerk be and hereby is authorized to attest said Agreement as attached hereto

Adopted this _____ day of _____, 2007.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2007.

William J. Mueller
Village President

ATTEST:

Brigitte O'Brien
Village Clerk



otherwise.

events by and for the Village of Lombard, for special civic projects or the Village, including but not by way of limitation, fundraising efforts and statues in any form or medium for municipal or governmental purposes of unreasonably withheld, reproduce or permit the reproduction of said Village may with the consent of the Sculptor, which consent shall not be copyright laws of the United States of America; provided, however, the Sculptor shall retain all rights to the statues under and by virtue of the

3. Sculptor shall supervise the casting and patination of the final product.

4. Sculptor shall retain all rights to the statues under and by virtue of the the Foundry by _____.
2. A mold ready life size image of the sculpture shall be made available to

1. Sculptor shall undertake and execute one (1) life size bronze statue: the piece represents a girl pushing a grandfather on a swing called "Your Turn."

good and valuable considerations, Sculptor and Village agree as follows:

In consideration of the mutual promises and undertakings hereinafter set forth and other

Witnesseth:

This Agreement is made and entered into this _____ day of _____ 2007 by and between Larry Swanson, Sculptor, of Lombard, Illinois (hereinafter referred to as "Sculptor") and the Village of Lombard, an Illinois Municipal Corporation of DuPage County, Illinois (hereinafter referred to as "Village").

AGREEMENT

5. Village shall pay to Sculptor a total sum of \$38,000.00 which amount will be payable as follows:

a. One-third (1/3) thereof \$12,600.00 upon execution of this agreement.

b. One-third (1/3) thereof \$12,600.00 on the date life size sculpture is delivered to the Foundry and upon receipt of invoice from Sculptor

c. One-third (1/3) thereof \$12,800.00 shall be payable on the date the finished statue is delivered to the Village of Lombard, Illinois -

6. Any disputes arising under the terms and provisions of this Agreement shall be governed under the laws of the State of Illinois, and venue for any dispute shall lie in DuPage County, Illinois.

Village of Lombard
an Illinois Municipal Corporation

Larry Swanson
Sculptor

By: William J. Mueller
Village President

By: Larry Swanson

Attest: Brigitte O'Brien
Village Clerk