

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION

For Inclusion on Board Agenda

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

X

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: William T. Lichter, Village Manager

DATE: December 27, 2005 (B of T) Date: January 5, 2006

TITLE: Downtown Public Art Program - 50 E. St. Charles Road (Fire Station No. 1)

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 \$6,000 in TIF funds for the purchase of artwork known as "Some Day Soon".
 2. Resolution authorizing the signatures of President and Clerk on an Agreement for the creation of the artwork known as "Some Day Soon".
- (DISTRICT #4)

The Economic and Community Development Committee recommended approval of this request.

Please place this item on the January 5, 2006 Board of Trustees agenda.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X

Finance Director X

Village Manager X

Date

Date

Date

12/28/05

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 J. Mueller, President and Board of Trustees

FROM: David A. Huliseberg, Director of Community Development *[Signature]*

DATE: December 27, 2005

SUBJECT: Downtown Public Art Program – 50 E. St. Charles Rd. (Fire Station No. 1)

BACKGROUND

In May 2005, a Downtown Public Art Program was established per the actions of the Economic and Community Development 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

At their December 6, 2005 meeting the Economic and Community Development Committee reviewed a proposal for a bronze sculpture to be placed in front of Fire Station #1 located at 50 E. St. Charles Road. This proposed bronze sculpture will replace the existing fiberglass sculpture in front of Fire Station #1 and will be in keeping with the bronze sculpture theme throughout the Downtown area. The existing painted fiberglass sculpture will then be moved to Fire Station #2. Bud Swanson, a local artist, is creating the piece as shown on the attached picture. The Committee recommended that the Village Board authorize \$6,000 in Village TIF funds to cover one-half the cost of this proposed artwork.

ACTION REQUESTED

1. That the Village Board make a motion authorizing \$6,000 in TIF funds for the purchase of the proposed artwork known as "Some Day Soon."
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 "Some Day Soon."

R _____
06
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 "Some Day Soon" from Earl "Bud" 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 _____, 2006.

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2006.

William J. Mueller
Village President

ATTEST:

Brigitte O'Brien
Village Clerk

AGREEMENT

This Agreement is made and entered into this _____ day of January, 2006 by and between Earl 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").

Witnesseth:

In consideration of the mutual promises and undertakings hereinafter set forth and other good and valuable considerations, Sculptor and Village agree as follows:

1. Sculptor shall undertake and execute one (1) life size bronze statue: the piece represents a boy looking down at a dalmatian. The boy is wearing firefighter's boots and a firefighter's helmet.

2. A dip and cast procedure will be implemented by January 5, 2006.

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

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

2. Village shall pay to Sculptor a total sum of \$12,000.00 which amount will be payable as follows:

a. One-third (1/3) thereof \$4,000.00 upon execution of this agreement.

b. One-third (1/3) thereof \$4,000.00 on the date life size sculpture is delivered to the Foundry and upon receipt of invoice from Sculptor - December 15, 2005.

c. One-third (1/3) thereof \$4,000.00 shall be payable on the date the finished statue is delivered to the Village of Lombard, Illinois - February 20, 2006.

3. 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

By: William J. Mueller
Village President

Attest: Brigitte O'Brien
Village Clerk

Earl Swanson
Sculptor

By: Earl Swanson


