

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: March 6, 2007 (B of T) Date: March 15, 2007

TITLE: Downtown Public Art Program - Little Orphan Annie Sculpture

SUBMITTED BY: Department of Community Development *WTL*

BACKGROUND/POLICY IMPLICATIONS:

The Department of Community Development transmits for your consideration a resolution authorizing the signature of the Village President on an Agreement with Tribune Media Services (TMS) to provide to the Village of Lombard reproduction rights of "Little Orphan Annie" in conjunction with the Downtown Public Art Program.

Staff recommends approval of this request.

Please place this item on the March 15, 2007 Board of Trustees agenda.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X

Finance Director X

Village Manager X

Date

Date

Date

3/7/07

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. Hulseberg, AICP, Assistant Village Manager/Director of Community Development *DH*

DATE: March 15, 2007

SUBJECT: Authorization for Little Orphan Annie sculpture

Earlier this year, staff contacted Tribune Media Services (TMS) to inquire as to whether or not their organization would be willing to make a contribution to the Downtown Public Art Program for a bronze sculpture of Little Orphan Annie. Although they did not wish to make a financial contribution, they offered to allow the Village to use the Little Orphan Annie image. TMS has forwarded a letter authorizing the Village to commission the statue, provided that TMS is allowed to preview and approve all preliminary sculpture designs.

While staff is still seeking funding for this sculpture, at this time TMS would like to formalize their agreement with the Village so that all necessary approvals will be in place once funding is obtained in the future.

ACTION REQUESTED

Staff requests that the Village Board approve a resolution to authorize the signature of the Village President on the attached letter relative to the proposed Little Orphan Annie sculpture.

R E S O L U T I O N
07

**A RESOLUTION AUTHORIZING SIGNATURE OF
VILLAGE PRESIDENT ON AN AGREEMENT**

WHEREAS, the Corporate Authorities of the Village of Lombard have received an Agreement from Tribune Media Services, attached as Exhibit A, for the creation of artwork 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.

Adopted this _____ day of _____, 2007.

Ayes: _____

Naves: _____

Absent: _____

Approved this _____ day of _____, 2007.

William J. Mueller
Village President

ATTEST:

Brigitte O'Brien
Village Clerk

January 15, 2007

Ms. Jennifer Backensto, AICP
Planner II
Village of Lombard
255 E. Wilson Ave.
Lombard, IL 60148-3926

Re: Little Orphan Annie bronze sculpture

Dear Ms. Backensto:

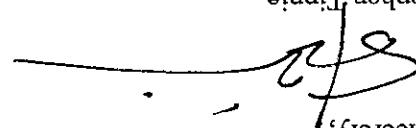
Tribune Media Services, Inc. ("TMS") authorizes the Village of Lombard ("the Village") to create and maintain, through its downtown Public Art Program and at its own expense, a bronze Little Orphan Annie ("the Property") sculpture for public display. The Village may not use the Property for any other purposes, including commercial or promotional use, without the prior written permission of TMS, and the Village agrees to allow TMS to preview and approve all preliminary sculpture designs involving the Property. All use of the Property by the Village shall inure to the benefit of TMS. The Village shall not use the Property in any manner that tarnishes the Property or TMS. The Village further agrees to maintain this Agreement on file as a notice of copyright for public knowledge. Such notice shall read:

© 2007, Tribune Media Services, Inc. All Rights Reserved.

The permission granted in this letter extends for the life of the sculpture.

If the above terms meet with The Village's approval, please sign this letter where indicated below and return the signed letter to my attention.

Sincerely,



Stephen Tippie

Vice President of Licensing

AGREED TO AND ACCEPTED BY
Village of Lombard

By: _____

Printed Name: _____

Title: _____