

RESOLUTION NO. 337

**A RESOLUTION TO APPROVE A LICENSE AGREEMENT WITH THE
CHESTERFIELD DEVELOPMENT, L.L.C. FOR PUBLIC ART**

WHEREAS, the City of Chesterfield, Missouri (the "City") has adopted a Policy For The Acceptance of Public Art (the "Policy"); and

WHEREAS, pursuant to the Policy, proposals for the placement of public artwork are to be submitted to the Public Works/Parks Committee for review and preparation of a recommendation to the City Council relating to acceptance and placement of the proposed public artwork; and

WHEREAS, the Policy provides guidelines for the consideration of proposals for public artwork, including, but not limited to, lasting artistic quality and breadth of appeal, structural integrity and resistance to vandalism and weathering, meaningful and complimentary impact to specific site and the community, and absence of legal or financial burden upon the City; and

WHEREAS, the Policy also provides guidelines for the consideration of proposed display site or placement of public artwork, including, but not limited to, the City's Parks Master Plan, visibility and safety, impacts upon traffic, future development, and City operations, site design, and compatibility with the uses of the site; and

WHEREAS, on September 29, 2006, THF Chesterfield Development, L.L.C., submitted a proposal for the placement of public artwork in the storm water detention basin (located behind Lowes) for the placement of two large metal horses; and

WHEREAS, on November 17, 2006, the Public Works/Parks Committee completed its review of the proposal and has recommended that the City Council accept the proposed public artwork; and

WHEREAS, additionally, due to the proposed display site of the artwork being on City-owned property, a License Agreement will be required for the legal placement of the artwork; and

WHEREAS, the City Council has long encouraged the placement of public art in the City, and;

WHEREAS, the City wishes to enter into a license agreement with THF Chesterfield Development, L.L.C. to allow for the placement of public art on City property, and;

WHEREAS, the City Council has determined that it is in best interest of the City and its citizens that the City enter into a license agreement with THF Chesterfield Development L.L.C. to provide for the placement of public art on land owned by the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
THE CITY OF CHESTERFIELD, MISSOURI AS FOLLOWS:**

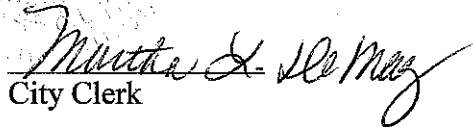
1. That the City of Chesterfield hereby agrees to the attached License Agreement with THF Chesterfield Development, L.L.C. for the placement of public art on land owned by the City as set out in the attached License Agreement; and
2. That the City Administrator shall be authorized to execute said License Agreement; and
3. That this Resolution shall be in full force and effect from and after its passage and approval.

Passed and approved this 21st day of February 2007


Mayor



ATTEST:


City Clerk