

RESOLUTION 2013-02

AUTHORIZING THE DEACCESSION FROM THE ART ON THE CORNER PERMANENT COLLECTION OF THE SCULPTURE BY PAT OLSON ENTITLED "REMEMBER", TRANSFERRING TITLE AND ASSIGNING ALL CONTRACTUAL RIGHTS AND RESPONSIBILITIES FOR SAID SCULPTURE TO THE CITY OF GRAND JUNCTION

RECITALS:

WHEREAS, Art on the Corner (AOTC) is a public sculpture program operated by the Grand Junction Downtown Development Authority (DDA), and includes a permanent collection of public sculpture purchased and maintained by the DDA; and,

WHEREAS, the AOTC permanent collection includes the sculpture by the artist Pat Olson entitled "Remember" that memorializes the bombing of the World Trade Center on September 11, 2001, and honors the heroism and bravery of the emergency service personnel who responded to that tragic event; and,

WHEREAS, the "Remember" memorial was jointly funded through a community fundraising campaign conducted by Cumulus Broadcasting with matching funds from the DDA, and Cumulus Broadcasting and the DDA subsequently executed an agreement granting exclusive ownership of "Remember" to the DDA including the right to relocate, sell or otherwise dispose of the work at the DDA's discretion, a copy of said agreement having previously been provided to the City of Grand Junction; and,

WHEREAS, the "Remember" memorial incorporates a steel fragment of the destroyed World Trade Center transferred from the Port Authority of New York & New Jersey to the DDA pursuant to permission granted by the United States District Court Southern District of New York, a copy of said transfer agreement and court permission having been previously provided to the City of Grand Junction; and,

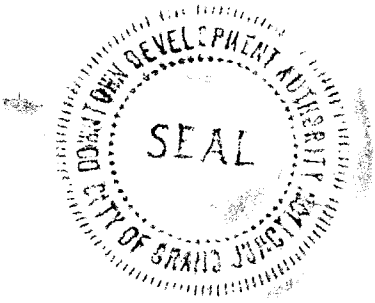
WHEREAS, the City of Grand Junction has recently constructed a new public safety complex housing the Grand Junction Police and Fire Departments, who have requested that the "Remember" memorial be relocated to and incorporated into the site improvements of the new complex; and

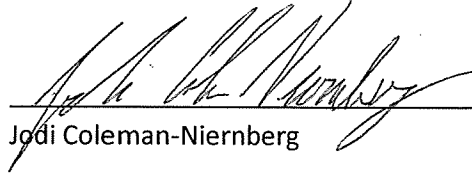
WHEREAS, the Board of Directors of the DDA at their meeting of May 24, 2012, approved the relocation of the "Remember" memorial to the new public safety complex and the transfer of ownership of the work to the City of Grand Junction, conditioned by the assignment to the City of all contractual rights and responsibilities arising from 1) the DDA's agreement with Cumulus Broadcasting, and 2) the terms of agreement transferring the steel fragment from the Port Authority of New York & New Jersey to the DDA; and,

NOW THEREFORE, the Board of Directors of the DDA hereby authorizes, ratifies and affirms the transfer of ownership of "Remember" with the assignment of all contractual rights and responsibilities referenced herein to the City of Grand Junction.

Resolution 2013-02

Adopted this 7th day of February, 2013

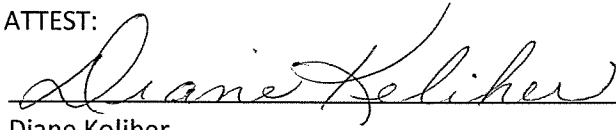




Jodi Coleman-Niernberg

DDA Chair

ATTEST:



Diane Keliher

DDA Secretary