

RESOLUTION

MOVED by Giovannetti SECONDED by Brownell that the following Resolution be adopted:

WHEREAS, the Polk County Health Department was remodeled as part of the Emergency Operations Center Project that was completed in April, 2011; and,

WHEREAS, the Polk County Board of Supervisors has been contacted by an area artist who is interested in contributing artwork for the lobby space within the newly remodeled building; and,

WHEREAS, the artwork will provide an aesthetically pleasing environment for the clients who visit the Health Department's Clinic; and,

WHEREAS, S. Richard Shook has agreed to provide his services and artwork with final approval of the finished design to be given by and at no cost to Polk County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors hereby approves and authorizes the Chair to sign the attached Memorandum of Understanding between Polk County and S. Richard Shook and directs staff to work with Mr. Shook and provide oversight of the project through its completion.

POLK COUNTY BOARD OF SUPERVISORS

Angela Connolly
Angela Connolly, Chair

SUBMITTED BY:

Sue Elliott
Sue Elliott
Project Manager

APPROVED AS TO FORM:

Ralph E. Marasco Jr.
Ralph E. Marasco Jr.
Assistant County Attorney

ROLL CALL FOR ALLOWANCE
DEC - 4 2012
E.J. Giovannetti ~~Yea~~ Nay
Robert Brownell ~~Yea~~ Nay
John F. Mauro ~~Yea~~ Nay
Tom Hockensmith ~~Yea~~ Nay
Angela Connolly ~~Yea~~ Nay
ALLOWED BY VOTE OF BOARD ~~Yea~~ 5 ~~Nay~~ 0
CHAIRPERSON Angela Connolly
Above tabulation made by BS

FY12/13 #

Fiscal Impact: None.

#22

MEMORANDUM OF UNDERSTANDING TO CREATE ART WORK FOR POLK COUNTY

I. PARTIES

Dick Shook, 408 Linn Street, Slater, IA (Artist) agrees to provide professional services for Polk County, Iowa (County) by creating paintings for the Polk County Health Department.

II. PURPOSE

Artist shall create a series of paintings, depending on final design and size as approved by the County, each of which shall be created for the lobby walls of the Polk County Health Department located at 1907 Carpenter, Des Moines, IA 50314.

The purpose of the paintings shall be to create a message and a more comfortable, serene, and instructive environment that reinforces a sense of safety and care members of a healthy community should provide for each other.

Specifically the message depicted in the paintings will focus on healthy lifestyle activities.

III. RESPONSIBILITIES

A. Artist warrants the art work created for Polk County will be completely original and not a reproduction or infringement of any copyrighted or trademarked material. Artist warrants he shall be solely responsible for all costs associated with this project. Artist represents the County has no financial responsibility for this project. Artist warrants he shall be solely responsible for raising the necessary funds through Donors & Sponsors. Artist represents the expected cost of the project shall not exceed \$70,000.00.

Artist warrants he shall first; submit his concept/theme for each painting to the County for the County's approval.

Artist warrants he shall second, submit his sketches/drawings of each of the paintings to the County for the County's approval.

Artist warrants he shall finally, submit his final paintings to the County for the County's approval.

Artist warrants he will begin painting by starting with the center painting for the West wall of the Polk County Health Department lobby.

Artist warrants that after the center painting is completed he will install it on the West wall of the Polk County Health Department lobby.

Artist warrants he will then continue on with the next paintings, either to the left or right, working out from the center painting.

B. Artist's Benchmarks

1. Present = set up web directory/subdomain for review process. Confirm structural arrangements with fiscal Agent (Metro Arts Alliance).
2. December 1-31, 2012 = Develop and refine concepts/themes of "healthy living" paintings. Begin initial fund raising.

3. January 1-31, 2013 = Refine materials budget. Construct canvas for first painting. Begin first painting (West wall, center). Advance fund raising until completed.
 4. May 1-7, 2013 = Deliver and install first painting.
 5. January 2015 = Deliver and install final painting.
- C. County shall have the exclusive authority to accept or reject any concept/ theme, sketches/drawings or final painting submitted for approval.

County warrants it will acknowledge the Artist's art/paintings where displayed in the lobby of the Polk County Health Department.

County warrants it will acknowledge the financial sponsors and or donors where the paintings are displayed in the lobby of the Polk County Health Department.

IV. CONSIDERATION / PRICE/COST/PAYMENT METHOD

The art work will not be paid for in whole or in part from taxes or with other funds under the control of the County.

V. TERM

Artist will begin working on concept/theme of the paintings in the month of December 2012. Artist will submit concept/themes, sketches/drawings for County's approval of subject matter, concept/theme, and sketches/drawings. Upon County's approval painting shall begin in January 2013. Artist will complete and install final painting no later than January 31, 2015.

VI. ENTIRE AGREEMENT

The entire agreement is contained in this document. Any additions, deletions, modification or amendments to this agreement shall be in writing and approved by both parties.



S. Richard (Dick) Shook

Date 11/27/2012


Chair, Polk County Board of Supervisors

12/4/12
Date

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving agreement with S. Richard Shook for professional services.

Agenda Date: December 4, 2012

Contact Individual: Sue Elliott
Project Manager
286-3128

Previous Action taken by the Board: N/A

Board/Commission Actions: N/A

Action Requested (Recommended): Approve agreement with S. Richard Shook for the commission of artwork for the Polk County Health Department.

Comply with Policy: Yes

Background: The Polk County Health Department was remodeled as part of the Emergency Operations Center Project that was completed in April, 2011. The Polk County Board of Supervisors has been contacted by an area artist who is interested in contributing artwork for the lobby space within the newly remodeled building. The artwork will provide an aesthetically pleasing environment for the clients who visit the Health Department's Clinic. S. Richard Shook has agreed to provide his services and artwork with final approval of the finished design to be given by and at no cost to Polk County.

Action Impact: Approves and authorizes the Chair to sign the attached Memorandum of Understanding between Polk County and S. Richard Shook and directs staff to work with Mr. Shook and provide oversight of the project through its completion.

Fiscal Note:

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Ongoing Commitment? (Y/N)	If Amendment is Required,	
				Expense Account Code	Revenue Account Code
12/13	N				
13/14	N				

Additional Fiscal Note Information (optional):