

TO: James L. App, City Manager
FROM: Julie Dahlen, Director of Library & Recreation Services
SUBJECT: Installation of Ignacy Jan Paderewski Statue in Downtown City Park
DATE: March 6, 2012

NEEDS: For the City Council to consider a proposal by the Paso Robles Paderewski Festival Board of Directors to install a statue of Ignacy Jan Paderewski in the downtown City Park.

FACTS:

1. In March of 2005, the City Council established a "Visual Art in Public Places Program" to stimulate investment in public art displays.
2. The Parks and Recreation Advisory Committee (PRAC) acts as the Council advisory committee relative to expenditure of the City's Public Art Fund and the selection of public art pieces.
3. At its regular meeting of February 14, 2012, the PRAC voted 4-1 to accept a proposal by the Paderewski Festival Committee to install a bronze statue of Ignacy Jan Paderewski in the downtown City Park, noting the potential positive influence on tourism as well as the value of quality public art to the community.
4. The PRAC also recommended that there be minimal expense to the City for the installation, maintenance and insurance of the statue.
5. The Paderewski Festival Board of Directors' proposal outlines its intention to raise funds for all construction and installation costs, asking the City to waive any relevant fees, maintain the landscaping surrounding the statue and carry adequate insurance.

**ANALYSIS
AND**

CONCLUSION: The Parks and Recreation Advisory Committee supports the installation of a bronze statue of Ignacy Jan Paderewski in the downtown City Park as proposed by the Paso Robles Paderewski Festival Board of Directors.

**POLICY
REFERENCE:**

- Municipal Code Chapter 3.21 – Visual Art in Public Places Program.
- Uptown/Town Centre Specific Plan, Chapter 2, Section 2.2.3 B.—incorporation of public art in the Downtown City Park.

**FISCAL
IMPACT:**

- All funds for construction and installation to be provided by the Paderewski Festival Board.
- Minor maintenance of landscaping and property insurance premium of less than \$100 annually to be paid for by the City.

OPTIONS:

- a. Adopt attached resolution to approve the installation of a bronze statue of Ignacy Jan Paderewski in the downtown City Park.
- b. Amend, modify, or reject the above option.

Attachments:

- Ordinance No. 897 N.S. – Visual Arts in Public Places Program.
- Proposal by the Paso Robles Paderewski Festival Board of Directors.
- Resolution 12-XXX approving proposal.

Chapter 3.21 - VISUAL ART IN PUBLIC PLACES

Sections:

[3.21.010 - Intent and purpose.](#)

[3.21.020 - Definitions.](#)

[3.21.030 - Requests and authorization for appropriations.](#)

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[3.21.050 - Public art fund.](#)

[3.21.060 - Guidelines for acquisition and installation of public art.](#)

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[3.21.090 - Program evaluation.*](#)

3.21.010 - Intent and purpose.

This chapter shall be known as the "Visual Art in Public Places Program of the City of El Paso de Robles." The public health, morals, safety and welfare, as well as the popularity and prosperity of the community, are dependent upon and enhanced by visually pleasing and high quality public art. Therefore, the city council declares that in the interest of the public health, morals, safety and welfare, it is the policy of the city to acquire and install public art works as provided in this chapter.

(Ord. 897 N.S. § 1 (part), 2005)

3.21.020 - Definitions.

The following words and expressions when used in this chapter shall, for the purpose of this chapter, have the meanings respectively ascribed to them as follows:

A. "Visual art in public places" or "public art" means any visual work of art displayed in a publicly visible location in a city-owned area.

B. "Works of art" include, but are not limited to, ornamental landscaping, sculpture, monument, mural, fresco, bas-relief, mobiles, photography, drawing, handcrafts, painting, fountain, landscape composition, banners, mosaic, ceramic, weaving, carving and stained glass. "Works of art" are the creative result of individual or group effort, and are either unique or of limited-issue nature, and are normally not mass-produced or intended primarily for a commercial market. "Works of art" do not normally include landscaping, paving, architectural ornamentation or signs.

C. "Construction project" means any project listed in the city's capital improvement program, and paid for in whole or in part by the city for public benefit. Construction projects include, but are not limited to, building construction, building addition, building remodel, parks, plazas, creek improvements, flood protection projects, bridges, streets, sidewalks, bikeways, trails, other public transportation improvements, parking facilities and similar public facilities as determined by the community development director.

D. "Construction cost" means the cost in dollars to construct a capital construction project, as approved by the city council or the city administrative officer. "Construction cost" shall not include land acquisition, design or maintenance costs.

E. "Committee" means the city of El Paso de Robles parks and recreation advisory committee.

(Ord. 897 N.S. § 1 (part), 2005)

3.21.030 - Requests and authorization for appropriations.

A. All city department heads shall include in all estimates of necessary expenditures and all requests for authorization or appropriations for construction projects, an amount for works of art equal or at least one percent of the total cost of any such construction project as estimated in the capital improvement program for the year in which such estimate or request is made. If the source of funding or other appropriate law with respect to any particular project precludes art as an object of expenditure of funds, the amount of funds so restricted shall be excluded from the total project cost in making the aforesaid calculation.

B. The city council may make appropriations for works of art to be selected and implemented by the committee in connection with construction projects as provided in this chapter.

C. For small construction projects, or construction projects in which the city council or city administrative officer determines that it is not feasible or desirable to include works of art due to site limitations or the project's location or design, the city council may appropriate one percent of their construction cost to the "public art fund" established in Section 3.21.050 for works of art to be selected and implemented by the commission as provided in Sections 3.21.070 and 3.21.080

(Ord. 897 N.S. § 1 (part), 2005)

3.21.040 - Exempt projects.

The following types of projects are exempt from this chapter:

- A. Utility projects, such as public water or sewer system improvements, pumps and wells;
- B. Underground projects, such as storage tanks and storm drains and similar items.

(Ord. 897 N.S. § 1 (part), 2005)

3.21.050 - Public art fund.

There is established a special fund designated "public art fund" into which funds appropriated pursuant to this chapter shall be deposited. The public art fund shall be maintained by the director of administrative services and shall be used solely for the acquisition, commission, design, installation, improvement, maintenance and insurance of public art.

(Ord. 897 N.S. § 1 (part), 2005)

3.21.060 - Guidelines for acquisition and installation of public art.

Guidelines for the approval and maintenance of works of art shall include, but are not limited to, the following criteria:

- A. The works of art shall be clearly visible and easily accessible to the public.
- B. The composition of the works of art shall be of permanent-type materials in order to be durable against vandalism, theft, and weather, and in order to require a low level of maintenance.
- C. The works of art shall be related in terms of scale, material, form, and content to immediate and adjacent buildings and landscaping so that it complements the site and surrounding environment.
- D. The works of art shall be compatible with the unified design character or historical character of the site.
- E. The works of art shall be designed and constructed by persons experienced in the production of such art work and recognized by critics and by his or her peers as one who produces works of art.
- F. The works of art shall be maintained in a neat and orderly manner acceptable to the city.

The following items are not to be considered works of art for the purposes of this chapter:

- A. Art objects which are mass produced from a standard design;
- B. Reproductions of original art works;
- C. Decorative, ornamental or functional elements which are designed by the building architect as opposed to an artist commissioned for the purpose of creating the works of art;
- D. Services or utilities necessary to operate or maintain the works of art.

(Ord. 897 N.S. § 1 (part), 2005)

3.21.070 - Committee [commission] authority.

To carry out its responsibilities hereunder, the committee shall:

- A. At least annually, make recommendations to the city council on the expenditure of funds in the "municipal arts fund."
- B. Determine a method or methods of recommending the selection and commissioning of artists with respect to the design, execution and placement of works of art for which appropriations have been made, and pursuant to such method or methods recommended to the city council selection of artists by contract for such purposes.
- C. Recommend to the city council the specific location and/or amounts to be expended on works of art.
- D. Require that any proposed work of art requiring extraordinary operation or maintenance expenses be brought to the city council's attention.
- E. Recommend the placement of works of art consistent with the provisions of Section 3.21.080
- F. Prior to payment for works of art, review such works to report on the conformity of the finished work with the approved plans or other documents describing the work of art to be carried

out.

(Ord. 897 N.S. § 1 (part), 2005)

3.21.080 - Placement of works of art.

Works of art selected and implemented pursuant to the provisions of this article and any amendment thereto may be placed in, on or about any municipal construction project or other municipally owned, leased or rented property. They may be attached or detached within or about such property, and may be either temporary or permanent. Placement of works of art shall be authorized by the city council after a report of the committee.

(Ord. 897 N.S. § 1 (part), 2005)

3.21.090 - Program evaluation.*

The city clerk shall schedule the public art program for city council review within one year of the date this chapter goes into effect. At such review, the council may modify or suspend the program.

(Ord. 897 N.S. § 1 (part), 2005)

* Editor's Note: At the city council meeting on June 20, 2006, the council moved to designate the visual arts in public places program as a permanent program and to continue to accumulate funds for arts projects. The motion passed by roll call vote.



PADEREWSKI STATUE PROJECT – PASO ROBLES CITY PARK

Overview

The Paderewski Festival in Paso Robles is seeking approval to erect a statue of Ignacy Jan Paderewski in Paso Robles downtown City Park. During his lifetime, Paderewski amassed land holdings of 5600 acres along the Central Coast region of California; his frequent visits to the charming town of Paso Robles and his resonance with the ideals of the American people led him to consider himself a resident of the region. The Paderewski Festival seeks to honor Paderewski's connection to Paso Robles with a permanent monument in the heart of town. The statue will be a part of the Uptown/Town Center revitalization project already approved by the Paso Robles City Council. Thanks to the generosity of the statue's sculptor and local contractors, many aspects of this project will be completed at reduced costs to the Festival. Several local philanthropists have already pledged their financial support to this project in addition to a commitment of \$2,500 from the Polish Government and several smaller donations from local individuals.



The Statue

The statue was originally created by sculptor Jesse Corsaut. The reproduction would be completed by The Monterey Sculpture Center in Marina Ca. and supervised by Mr. Corsaut. The Statue (above left) will be placed in the Paso Robles City Park, adjacent to the Carnegie Library (above right). The exact final placement is open to discussion. The bronze statue is 6 feet and 2 inches (187.96 cm) in height, weighs approximately 790 pounds (358 kg), and will be mounted on a plinth of an approximate height of 2 feet (60.96 cm). Construction of the statue will take approximately 4 months from the initial deposit.

The base of the monument will feature a bronze plaque listing the names of all donors and sponsors. Representatives of all sponsoring organizations will be invited to attend the unveiling of the monument.

History of Paderewski in Paso Robles.

Ignacy Jan Paderewski visited Paso Robles while at the zenith of his career as a concert pianist. During this visit, he purchased large tracts of land, and in subsequent years planted orchards, and more historically significant, Zinfandel grapes. While not the first, nor the only Zinfandel grower, he was the first to make nationally recognized high quality wine, and is widely recognized as bringing to Paso Robles the reputation for making premium wine out of Zinfandel.

Beyond this, far beyond this, Paderewski went on in life to become an internationally recognized statesman, spokesman for political freedom and philanthropist donating many millions of dollars to the relief of refugees from World War I. Paderewski frequently used his international musical celebrity to serve his home country and was instrumental in Poland becoming a free and independent country following WW1. He served as their first Prime Minister and Foreign Minister, and signed the Versailles Treaty on behalf of Poland. He was on the cover of *Time Magazine* twice and was on a first name basis with many US Presidents. He was buried in Arlington Cemetery, one of a very small handful of non-military people to receive this honor from the US government

Following his trip to Paso Robles in 1915, he continued to farm the land he purchased until his death in 1942. He owned and farmed the land he purchased in 1915 until his death. One of the subsequent owners was Hy & Hellie Blythe, long time residents of Paso Robles. It was this family that commissioned the original statue and granted the Paderewski Festival permission to make this very limited re-production. The only other statues in existence are at

the Thornton School of Music at USC, the Jagiellonian University in Krakow, Poland, and the Polish embassy in Washington DC, excellent company for our statue in Paso Robles. The original rests on the property of Hy & Hellie Blythe.

ESTIMATED EXPENSES

ONE-TIME COSTS TO BE PAID BY THE PADEREWSKI FESTIVAL IN PASO ROBLES

Monument:

- Sculptor’s fees: \$2,500
- Casting & shipping of bronze sculpture: \$14,063
- Casting & installation of bronze plaque: \$900*
- Design & construction of plinth: \$8,000*
 - Schematic drawings: donated
 - Architect/Engineer Fee: donated
 - Site Preparation/Demolition: \$2,000
 - Construction: \$6,000

- Landscaping: \$10,000*
- Security lighting: \$2,000
- City of Paso Robles permit fees: waived

TOTAL ESTIMATED PROJECT EXPENSES:	\$37,463
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* Estimated costs based on monument erected at USC in Los Angeles, California (pictured above at left).

Funding

It is the intention of the Paderewski Festival Board of Directors to raise the necessary funds for all construction and installation costs.

We ask the following of the City

1. Grant permission for a highly visible location in our downtown city square and waive any potential fees.
2. Commit to maintain the landscaping surrounding the statue. No other maintenance is required.
3. The foundry will construct the statue with stainless steel re-enforcement in the extended arm of the statue to minimize the risk of vandalism. For added security, we ask the City to maintain adequate insurance for the worst possible damage the statue could suffer

Timing

The Foundry reports that construction will take approximately 4 months once a deposit is received. The Festival would like to begin construction and fund raising right away. We have enough in our operating fund for the initial deposit money and have verbal commitments from 3 local businesses for major donations.

Should the statue be finished before the site is ready, we will store it locally. Should the installation permission be subsequently denied for any reason, we would offer it to the Paso Robles Inn or put it up for local auction.

Conclusion

The approved downtown Master Plan includes a “statue of historical importance”. There is no person of greater international fame who was a major landowner, grower, and winemaker in Paso Robles than Ignacy Jan Paderewski. Paso Robles has a history of celebrating his legacy going back to 1993 and has honored the founder of the original Paderewski Festival, Virginia Peterson, by naming an elementary school after her.

This is an opportunity whose time has come: (1) The approval of the Master Plan, (2) the success of the renewed Paderewski Festival, and (3) the generosity of Hy & Hellie Blyth (the original statue cost over \$250,000) in having access to the rights to make the statue make this *the right statue at the right time.* We encourage you to approve the installation of the Paderewski Statue and look forward to working with you on the project.

RESOLUTION NO. 12-XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES TO
ACCEPT A PROPOSAL BY THE PASO ROBLES PADEREWSKI FESTIVAL BOARD OF
DIRECTORS TO INSTALL A STATUE OF IGNACY JAN PADEREWSKI IN THE
DOWNTOWN CITY PARK

WHEREAS, in March of 2005, the City Council established a "Visual Art in Public Places Program" to stimulate investment in public art displays; and

WHEREAS, the Parks and Recreation Advisory Committee (PRAC) acts as the Council advisory committee relative to expenditure of the City's Public Art Fund and the selection of public art pieces; and

WHEREAS, at their regular meeting of February 14, 2012, the PRAC voted 4-1 to accept a proposal by the Paderewski Festival Committee to install a bronze statue of Ignacy Jan Paderewski in the downtown City Park, noting the potential positive influence on tourism as well as the value of quality public art to the community; and

WHEREAS, the PRAC also recommended that there be minimal expense to the City for the installation, maintenance and insurance of the statue; and

WHEREAS, the Paderewski Festival Board of Directors' proposal outlines its intention to raise funds for all construction and installation costs, asking the City only to waive any relevant fees, maintain the landscaping surrounding the statue and carry adequate insurance.

THEREFORE BE IT HEREBY RESOLVED by the City Council of the City of El Paso de Robles, to approve the installation of a bronze statue of Ignacy Jan Paderewski in the downtown City Park.

ADOPTED by the City Council of the City of El Paso de Robles at a regular meeting of said Council held on the 6th day of March, 2012 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Duane Picanco, Mayor

ATTEST:

Caryn Jackson, Deputy City Clerk