

Lippincott

Lippincott's, LLC 2399 Ridge Road, North Haven, Connecticut 06473 Tel 203 248-1102 Fax 203 248-8817

*distributed
2/23/06*

Sloan Street Sculpture

February 20, 2006


Mr. John O. Gross
Village Administrator
Village of South Orange
101 South Orange Avenue
South Orange, NJ 07079

Dear Mr. Gross,

This letter will serve as a memorandum of agreement between the Village of South Orange, NJ and Lippincott's LLC covering the fabrication of the Tony Smith sculpture Tau A.P.. Lippincott's LLC will manufacture this 14 foot high painted steel work in two components in accordance with previously established methods and standards approved by our structural engineer and The Tony Smith Estate. Following construction these components will be sandblasted, epoxy primed (TNEMEC Series 27 F.C. Typoxy) and top-coated with a black Aliphatic Acrylic Urethane (TNEMEC Series 175 Endura-Shield). The sculpture's interior will also be cleaned and coated with epoxy primer. To eliminate the possibility of corrosion developing beneath the sculpture we will be constructing the underside flange and shim-plates of stainless steel.

We will require six months from the time we receive your purchase order to have TAU finished and ready to install. The cost for fabrication as outlined herein is \$85,000. Please send a purchase order to reserve a date on our fabrication calendar and in order to begin work to meet your fall installation deadline. Payments will be due as follows: (1) \$20,000 plus or minus will be due upon the completion of preliminary work required to begin fabrication. (2) \$20,000 +/- will be due when materials are cut and delivered and construction has begun. (3) \$20,000 +/- will be due when the project is 50 % complete. (4) \$25,000 +/- will be due when the sculpture is finished and approved by the Tony Smith Estate. The total of all payments will equal \$85,000. Assuming that installation can follow construction in a timely fashion, there will be no special interim storage requirements as the sculpture components will be held at the factory without charge.

In addition to the fabrication of TAU, Lippincott's LLC proposes to provide for the transportation and installation of the sculpture as well. The cost for loading and



trucking the work to South Orange, NJ and installing it on a foundation prepared by others is \$14,000 plus or minus 10%. An exact figure within this range as well as details relating to TAU's installation will be confirmed in writing 45 days prior to starting. The stated amount for transportation and installation will be invoiced and due upon completion. Lippincott's will provide a template to the designated engineers in advance to serve as an aid in locating the required anchor-bolts.

We look forward to working together with you to help realize this important sculpture. Please feel free to contact us with any thoughts or questions. Thank you.

Sincerely,

Alfred Lippincott

cc: The Honorable William Calabrese
Cheryl Arnedt, The Tony Smith Sculpture Project
Sarah Auld, The Tony Smith Estate
Tony Pye, Esq.

TOWNSHIP OF SOUTH ORANGE VILLAGE
VILLAGE HALL
101 SOUTH ORANGE AVENUE
SOUTH ORANGE, N.J. 07079
(973) 378-7715

TOWNSHIP OF SO ORANGE VILLAGE
ENGINEERING DEPARTMENT
101 SOUTH ORANGE AVENUE
SOUTH ORANGE, NJ 07079

LIPPINCOTT'S, LLC
2399 RIDGE ROAD
NORTH HAVEN

VENDOR # L5304

CT 06473

THIS NUMBER MUST APPEAR ON ALL INVOICES,
PACKING SLIPS, CORRESPONDENCE, ETC.

No. 00418904

03/10/06

ORDER DATE:

REQUISITION NO:

DATE:

STATE CONTRACT NO:

F.O.B. TERMS:

PAYMENT RECORD

CHECK DATE

CHECK NO.

THIS ORDER IS TAX EXEMPT PER N.J.S.A. 54:32B-9(d)
TAX EXEMPT I.D. NO. 22-3062309

F.O.B. DESTINATION, FREIGHT PREPAID & CHARGED BACK

| QUANTITY/UNIT | DESCRIPTION | ACCOUNT NO. | UNIT PRICE | TOTAL COST |
|------------------------------------|--|----------------|-------------|------------|
| 1.00 | FOR THE FABRICATION OF THE TONY SMITH SCULPTURE | X-02- -367-102 | 625.7500 | 625.75 |
| 1.00 | FOR THE FABRICATION OF THE TONY SMITH SCULPTURE | X-02- -375-105 | 99,774.2500 | 99,774.25 |
| NOT TO EXCEED | | | | |
| RESOLUTION #56-06 DATED 2/27/06 | | | | |
| TOTAL | | | | 100,400.00 |

CLAIMANT'S CERTIFICATION

I do solemnly declare and certify under the penalties of the law that the within bill is correct in all its particulars; that the articles have been furnished or services rendered as stated therein; that no bonus has been given or received by any person or persons within the knowledge of this claimant in connection with the above claim; that the amount therein stated is justly due and owing; and that the amount charged is a reasonable one.

VENDOR SIGN HERE

OFFICIAL POSITION

DATE

OFFICER'S OR EMPLOYEE'S CERTIFICATION

Having knowledge of the facts in the course of regular procedures, I certify that the materials and supplies have been received or the services rendered; said certification is based on delivery slips acknowledged by a municipal official or employee or other reasonable procedures.

DEPARTMENT HEAD

CERTIFICATION OF FUNDS AVAILABLE

VOUCHER MUST BE SUBMITTED TO THE
VILLAGE TREASURER ON OR BEFORE THE 1ST
DAY OF THE MONTH FOR PAYMENT.

Engineering
DEPARTMENT

utro #5606

ORDERED BY

Elis Malin 4/5/16
PURCHASE ORDER APPROVED