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## EXHIBITION PLACE

January 15, 2004

To: The Board of Governors of Exhibition Place  
CNEA Executive Committee & Board of Directors

From: Dianne Young                                  David Bednar  
General Manager & CEO                          General Manager/CNE

Subject: CNEA Agreement - Garden of the Greek Gods

### Recommendation:

It is recommended that the Board approve of entering into an agreement with the Canadian National Exhibition Association ("CNEA") for the loan of twenty-one Statues comprising the Garden of the Greek Gods displayed mainly on the lawn south of the Horticulture Building and with single Statues around the Queen Elizabeth Building on the terms and conditions set out in this report and such other terms and conditions satisfactory to the General Manager & CEO and the City Solicitor.

### Background:

The CNEA is in possession of various pieces of art including the Haines Murals and the Garden of the Greek Gods. Entering into agreements with the CNEA on the loan of these works of art helps to ensure the works will be maintained, properly displayed and appreciated by the public at large.

### Discussion:

The twenty-one Statues comprising the Garden of the Greek Gods are the work of Toronto artist, E.B. Cox and were carved from blocks of solid limestone. Mr. Cox, a well-known and respected artist, died in August of 2003 at the age of eighty-nine. The Garden of the Greek Gods was featured at the 1976 Royal Agricultural Winter Fair. Shortly thereafter, the CNE Association entered into negotiations with E. B. Cox to acquire the statues. In 1979, the Garden of the Greek Gods was installed in its landscaped home on the lawn south of the Horticulture Building. The landscape plan which would become the Garden of the Greek Gods, was approved by the CNEA, E.B. Cox and the City of Toronto Parks and Property.

This report is recommending an agreement between the CNEA and the Board for loan of the Statues to the Board for public display on the terms and conditions which are as follows:

- (a) Term: 3 years commencing January 1, 2004
- (b) Ownership of the Statues: The ownership of the Statues shall remain with the CNEA.
- (c) Use by Horticulture Building and South Lawn: The CNEA acknowledges that the Board and City Council have approved of a 20-year lease for the Horticulture Building including the lawn area at the south side of the Horticulture Building, where Garden of the Greek Gods is located, to be used as a patio area and further City Council approved of a recommendation requiring consultation with the area councillor, Councillor Joe Pantalone in the design of such patio area.
- (d) Insurance: The Board will provide necessary insurance coverage of the Statues at all times.
- (e) Cost of Maintenance: The Board will maintain the Statues at its expense at an appropriate level of maintenance, as determined by the Conservator chosen by the CNEA, acting reasonably.
- (f) Standard of Care: The Board will take all reasonable precautions as indicated by the Conservator to protect the Statues from damage and shall regularly inspect the Statutes for signs of deterioration and/or damage and immediately inform the CNEA if any such signs are detected.
- (g) Relocating the Statues: If the Statutes are moved at the request of the Board they will be moved and replaced at the cost and expense of the Board under the supervision of the Conservator chosen by the CNEA.
- (h) Inspection by CNEA: The Board, at all reasonable times, will allow representatives of the CNEA, at its own expense, access to the lawn of the Horticulture Building in order to inspect the Statues.
- (i) Other Terms and Conditions as are satisfactory to the City Solicitor, General Manager & CEO and General Manager, CNEA.

This report will be considered by the CNEA Board at its meeting of January 29, 2004. Should the CNEA recommendation change, the Corporate Secretary will report any changes to the Board at its March meeting.

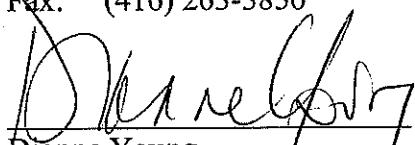
Conclusion:


This report recommends that the Board approve a three-year agreement between the Board and the CNEA for the loan of the "Garden of the Greek Gods."

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