

★ Roll Call Number
23-0901

Agenda Item Number
23

Date June 26, 2023

SET HEARING FOR CONSIDERATION OF A LICENSE AGREEMENT WITH DES MOINES ART CENTER, FOR INSTALLATION, MAINTENANCE AND DISPLAY OF ARTWORK ON THE MECHANICAL BUILDING WITHIN EVELYN K. DAVIS PARK

WHEREAS, the City of Des Moines owns and maintains the Mechanical Building within the Evelyn K. Davis Park (“City Property”) in Des Moines as parkland; and

WHEREAS, Des Moines Art Center, an Iowa nonprofit corporation (“hereinafter Licensee”) desires to enter into a License Agreement with the City of Des Moines to install, maintain and display a new public art mural installation proposed for the Mechanical Building within the Evelyn K. Davis Park created by artists Siri Garcia, Marissa Hernandez, and Jill Wells; and

WHEREAS, the City will not be inconvenienced by the license of said City Property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, as follows:

1. The City Council of the City of Des Moines, Iowa, proposes to grant a license to use a portion of the Mechanical Building within the Evelyn K. Davis Park to the Des Moines Art Center, for an initial 3-year term, to allow for the installation, display and maintenance of artwork, subject to the terms and conditions of said license agreement.
2. A public hearing shall be held on July 17, 2023, at 5:00 p.m. in the Council Chambers, City Hall, 400 Robert D. Ray, Drive, Des Moines.
3. The City Clerk is hereby authorized and directed to publish notice of said proposal and hearing in the form hereto attached, all in accordance with Section 362.3 of the Iowa Code.

Moved by *Getto* to adopt.
(Council Communication No. 23.320)

Second by *Voss*.

APPROVED AS TO FORM:

/s/ Chas M. Cahill
Chas M. Cahill
Assistant City Attorney



Roll Call Number

230901

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| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | ✓ | | | |
| BOESEN | ✓ | | | |
| GATTO | ✓ | | | |
| SHEUMAKER | | | | ✓ |
| MANDELBAUM | ✓ | | | |
| VOSS | ✓ | | | |
| WESTERGAARD | ✓ | | | |
| TOTAL | 6 | | | 1 |

MOTION CARRIED APPROVED

J. M. Frankhu Cownie Mayor

CERTIFICATE

I, LAURA BAUMGARTNER, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Laura Baumgartner City Clerk