

CITY COUNCIL
COMMUNICATION:

03-615

AGENDA:

DECEMBER 22, 2003

SUBJECT:

CONTRACT
NEGOTIATION WITH
THE GREATER
DES MOINES
COMMUNITY
FOUNDATION FOR
THE PROVISION OF
PUBLIC ART FUNDS

TYPE:

RESOLUTION
ORDINANCE
RECEIVE/FILE

SUBMITTED BY:

ERIC A. ANDERSON
CITY MANAGER

ITEM _____

**OFFICE OF THE CITY MANAGER
CITY OF DES MOINES, IOWA**

SYNOPSIS —

This action will provide approval of the tenets outlined in the background portion of this communication to be included in a contract with the Greater Des Moines Community Foundation for the transfer of Public Art Funding to the Foundation for public art purposes.

FISCAL IMPACT —

The Capital Improvement Program (CIP) appropriation for public art (CPO040 PKS990000 PKS158) for both Fiscal Year (FY) 2003 and FY2004 will be transferred to the Greater Des Moines Community Foundation. The remaining appropriation for FY2003 is **\$200,000**. In addition, the **\$200,000** appropriation for FY2004 will be transferred. Both of these appropriations were approved for the purpose of public art.

In the FY2004 CIP, the following allocations were made for public art in future years. Though these are the allocations that have been planned in the CIP, Council will retain the ability to adjust the City's contribution annually.

FY2005:	\$415,000
FY2006:	\$415,000
FY2007:	\$200,000
FY2008:	\$345,000
FY2009:	\$350,000

RECOMMENDATION —

Approval.

BACKGROUND —

On October 22, 2001, the City Council established the Public Arts Commission and the Public Arts Program by Ordinance No 14,005. Currently, the 15-member Commission appointed by the City Council serves as an advisory body to the City Council, City Departments, and Boards and Commissions regarding the Public Arts Program.

To date, projects recommended by the Public Arts Commission and approved by the City Council include: the Downtown Storefront Public Art Project and the Orchard Place Mural.

In order to leverage more private contributions to public art, it has been recommended that the Des Moines Public Arts Commission be eliminated in

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its current form and that funds allocated for public art purposes be transferred to the Greater Des Moines Community Foundation, which has a greater capacity for fundraising.

On June 9, 2003, by Roll Call No. 03-1315, the City Council authorized the City Manager to negotiate a contract with the Foundation consistent with requirements and limitations included in City Council Communication No. 03-265.

A representative from the City Manager's Office met with the Public Arts Commission on June 11, 2003, to discuss the changes approved on June 9 and received the group's concerns. These concerns have been considered in continued conversations with the Foundation.

An Ad-hoc Board Workgroup meeting of the Greater Des Moines Community Foundation was held on August 29, 2003. During this meeting, the group agreed to the tenets below as a basis for the contact between the City of Des Moines and the Greater Des Moines Community Foundation for the transfer of the public art function.

1. To the extent possible, the City Ordinance will be used as a guide in the development of policies and procedures for the Des Moines Public Arts Fund.
2. The City of Des Moines will continue to allocate funds, based on annual appropriation, to the Des Moines Public Arts Fund.
3. Any funds allocated from the City will be used for public art in the City of Des Moines.
4. Any public art to be located on city property in the City of Des Moines will be reviewed by the Des Moines Public Arts Fund Board and a recommendation will be forwarded to the City Council. Final approval will be made by the City Council.
5. The Board of the Des Moines Public Arts Fund will solicit private funds to supplement the City funds.
6. The Board of the Des Moines Public Arts Fund will provide an annual report of funds and activities to the City Council, including the total of all funds raised, use of funds, and project descriptions and outcomes.
7. During the first six months, the same Board as now makes up the Commission Board, except for one new member, who will represent the City Council. After six months, excepting the City Council member, the Board terms will expire and the Community Foundation Board will make all appointments the new Board.
8. A majority of Board members will be residents of Des Moines.
9. The Greater Des Moines Community Foundation will act as depository for all funds, public and private.

	<p>If approved, funding and responsibilities of the Public Art Program will be transferred to the Greater Des Moines Community Foundation on February 1, 2004.</p>
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