

32

February 25, 2008

Date

**APPROVAL OF AN AGREEMENT WITH EDMUNDSON ART FOUNDATION, INC., D/B/A THE DES MOINES ART CENTER AND NATIONWIDE MUTUAL INSURANCE COMPANY FOR DONATION OF SECURITY SERVICES FOR NOMADE SCULPTURE AT "WESTERN GATEWAY" PARK**

WHEREAS, the Master Plan for the park bounded by 10<sup>th</sup> Street to 15<sup>th</sup> Street and Grand Avenue and Locust Street, commonly referred to as "Western Gateway" Park ("the Park"), envisioned works of art being placed in the Park; and

WHEREAS, John and Mary Pappajohn have loaned a sculpture entitled "Nomade" by the sculptor Juame Plensa ("the Artwork") to the Edmundson Art Foundation, Inc., d/b/a the Des Moines Art Center ("DMAC"), with the intention that the Artwork be placed in the Park; and

WHEREAS, on December 17, 2007, by Roll Call No. 07-2427, the City Council approved an agreement authorizing DMAC to install, display, and maintain the Artwork in the Park for a period of approximately ten months; and

WHEREAS, Nationwide desires to purchase and install, at its own expense, a surveillance camera at the Nationwide office building at 1100 Locust Street to be used to provide donated surveillance services of the Artwork and to donate to the City limited on-site patrols in the Park of the Artwork; and

WHEREAS, the Park and Recreation Department staff, DMAC and Nationwide have negotiated an agreement which authorizes Nationwide to provide such donated services, a copy of which is on file in the City Clerk's Office,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the above described Agreement Between the City of Des Moines and Edmundson Art Foundation, Inc. d/b/a The Des Moines Art Center, and Nationwide Mutual Insurance Company Regarding Donation of Security Services For Plesna Nomade Sculpture in "Western Gateway" Park, a copy of which is in the City Clerk's Office, be and is hereby approved and the Mayor is authorized and directed to sign said Agreement on behalf of the City and the City Clerk is authorized and directed to attest to his signature.

(Council Communication No. 08-093 ) Moved by \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

*Ann DiDonato*  
Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HEENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, DIANE RAUH, 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.

\_\_\_\_\_  
City Clerk