

Date March 25, 2013

APPROVING A COPYRIGHT LICENSE REGARDING 2011 CITIZEN SURVEY AND AUTHORIZING CITY MANAGER TO EXECUTE SAME AND OTHER INTELLECTUAL PROPERTY LICENSES

WHEREAS, on October 24, 2011 by Roll Call No. 11-1809 the City Council approved a contract with ETC Institute for the development and implementation of the 2011 resident and business satisfaction surveys; and

WHEREAS, the 2011 Resident Survey Report for Des Moines was completed in 2011 and the Survey Report and the Survey Report Power Point presentation prepared by ETC Institute is posted on the City's website; and

WHEREAS, Oxford University Press and author Carol W. Lewis have requested permission to reproduce excerpts from the Survey Report and the Power Point presentation in a book regarding public administration and the supporting website, in the 2014 and future editions; and

WHEREAS, the City Manager's Office has reviewed this request and recommends granting a Non-Exclusive Limited Copyright License, a copy of which is on file in the City Clerk's Office, to allow reproduction of the Survey Report and Power Point Presentation to the extent of the City's copyright interest; and

WHEREAS, the City Manager's Office has received various requests for reproduction and use of certain copyrighted materials owned by the City and for use of the City's logo and other trademarks and logos owned by the City, such as the Police and Fire Department badge logos.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the City Council hereby approves the above described Non-Exclusive Limited Copyright License and the City Manager is authorized and directed to execute the same and the City Clerk is directed to attest to his signature.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to negotiate and execute copyright and trademark licenses for non-commercial purposes on behalf of the City, subject to approval as to form by the Legal Department.

(Council Communication No. 13-150) MOVED BY _____ TO ADOPT.

APPROVED AS TO FORM:

Ann DiDonato
Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
KIERNAN				
HENSLEY				
MAHAFFEY				
BROOKS				
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