

Date June 13, 2016

Application from the Des Moines Arts Festival requesting approval to temporarily place banners on scaffolding entrances at 12th & Grand, 12th & Locust, 12th & Walnut, 13th & Walnut and 16th & Locust for the 2016 Des Moines Arts Festival from June 24 to 26, 2016.

Moved by _____ to receive, file and approve banner design.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MOORE				
WESTERGAARD				
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



**City of Des Moines
Application for Permission to Temporarily Place
Banner(s) or Item(s)
Over/Across Public Street and/or Right-of-Way**

**Please submit application 45 days in advance
(Print or Type)**

016 APR 28 PM 4:12
 CITY CLERK
 DES MOINES, IA
FILED

Applicant: Des Moines Arts Festival

Address: 700 Locust St, Suite 100 Des Moines, IA 50309

Contact Person: James Bruton **Alternate Contact** Stephen King

Daytime Phone: 515-286-4956 **Cell Phone:** 773-320-6960

E-Mail Address: jbruton@desmoinesartsfestival.org **Fax:** 515-286-4902

Date(s) the banner(s) or item(s) will be displayed: June 24-26, 2016

Purpose of the banner(s) or item(s): 2016 Des Moines Arts Festival

Preferred Location: Please provide a map or diagram of the street indicating banner location. Banners on scaffolding entrances at 12th & Grand, 12th & Locust, 12th & Walnut, 13th & Walnut, 16th & Locust

How will the banner(s) or item(s) be anchored?
Banners are attached with grommets and zip ties

If you plan to anchor to the utility pole, please provide written permission from the utility company or from the City (if poles are City-owned). Such permission is not a substitute for meeting the requirements for receiving this permit.
We will not be anchoring anything to any utility poles.

Size of banner(s) or item(s):
6'10"x13"

Specifications of banner(s) or item(s):

Type of Material: Vinyl banners with wind cuts

Number of grommets used to secure banner or item:
Each banner has grommets spaced 12" apart on all for sides.

Sketch of banner or item design: Will you need electricity provided for your item? If electricity is necessary, how would it be obtained:
No electricity needed. Image attached.

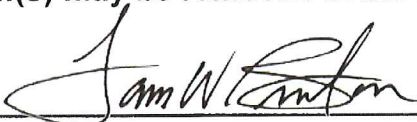
Indemnification:

To the fullest extent permitted by law, the Applicant agrees to defend, pay on behalf of, indemnify, and hold harmless the City of Des Moines, Iowa against any and all claims, demands, suites, or loss, including any and all outlay and expense connected therewith, by reason of personal injury, bodily injury or death, and property damage, which arises out of the Applicant erecting, displaying, maintaining and removing banner or item display.

Insurance:

A Certificate of Insurance to demonstrate compliance with these requirements shall be submitted to the City's Risk Management Office. Applicant shall purchase and maintain during the period of the banner or item display, including erection, display and removal of banner or item. General Liability Insurance with a limit of no less than \$500,000 per occurrence and/or aggregate, Automobile Liability Insurance for owned (if applicable), non-owned and hired vehicles with a limit of no less than \$500,000 per occurrence. Both the General and Automobile Liability Insurance policies shall include Contractual Liability coverage equivalent to that included in a standard ISO Insurance form. If the banner or item display is part of a special event for which a Street Use Permit is granted, the insurance required for the Street Use Permit will be considered to also cover insurance otherwise required for this permit.

Applicant agrees to provide all maintenance and upkeep of the banner(s) or item(s) for the duration that the banner(s) or item(s) is in place. Banner(s) or item(s) may be removed at the expense of the applicant if required by the City.



Signature

04/28/2016

Date

Please return to City Clerk's Office
400 Robert D. Ray Drive
Des Moines, IA 50309
Phone: (515)283-4209, Ext. 7
Fax: (515)237-2645

FOR OFFICE USE ONLY:

Traffic Division Approval: _____

Risk Management Approval: _____

City Council Approval: _____

**HOLD HARMLESS AGREEMENT AND EVIDENCE OF INSURANCE
COVERAGE FOR THE CONSTRUCTION, ERECTION, MAINTENANCE AND
REMOVAL OF STREET BANNERS IN
CITY OF DES MOINES RIGHT-OF-WAY**

The undersigned, as an authorized representative of Des Moines Arts Festival, acknowledges that the organization is a recognized group or association by the City of Des Moines, Iowa, or is a tax-exempt organization under Section 501 (c) (3) of the United States Internal Revenue Code.

On behalf of the organization or association, the undersigned states that the street banners which are the subject of this Agreement shall be placed in an area generally described as:

12th & Grand, 12th & Locust, 12th & Walnut,

13th & Walnut, 16th & Locust

The organization or association acknowledges and agrees that it will solely provide for the construction, erection, maintenance and removal of street banners and that the City of Des Moines, its employees, agents and assigns shall have no obligation or responsibility whatsoever for the construction, erection, maintenance and removal of the street banners.

The undersigned acknowledges that any and all activity undertaken by any officer, agent, employee, volunteer and/or assign of the organization or association related to the placement of street banners and associated activity in City owned right-of-way pursuant to authorization of the City of Des Moines, Iowa given in Resolution Number 99-991 dated April 5, 1999 is done solely on behalf of the organization or association and that the undersigned, on behalf of the organization or association, releases and holds the City of Des Moines, Iowa, its officers, agents, employees and assigns harmless from any and all damages which may be asserted, claimed, or recovered against the City of Des Moines, Iowa, its officers, agents, employees and assigns by reason of property damage and/or personal injury, including bodily injury, which arises out of or which is in any way connected or associated with the activity undertaken for the construction, erection, maintenance and removal of the street banners from City owned right-of-way.

The organization or association assumes full responsibility for any and all damages or injuries which may result to any person or property by reason of or in connection with the activities undertaken by or on behalf of the organization or association.

The undersigned further acknowledges that any and all officers, agents, employees, volunteers and/or assigns of the organization or association are not employees or contractors of the City of Des Moines, Iowa and are exempt from the coverage (s) provided by Code of Iowa, Chapters 85, 85A, 85B and any succeeding legislation, and that such individuals shall have no right to make a claim for or receive any compensation from the City of Des Moines, Iowa as provided by Code of Iowa Chapters 85, 85A, 85B or any succeeding legislation.

The organization or association represents that it has the approval of Mid-American Energy Company to erect street banners on utility or like-poles within the designated area, and that the above-named organization or association has liability insurance (Policy Name and Number Kaliff Insurance #MKP00832) in full force and effect which names the organization or association, and as an additional insured, the City of Des Moines.

The undersigned further represents that the liability insurance will remain in full force and effect during the period the street banners are located in City owned right-of-way and agrees that upon expiration, termination or otherwise of the liability insurance coverage, or if any of the terms of this Agreement cannot or are not met, the authority of the organization or association to have the street banners placed in City owned right-of-way will immediately terminate and the banners will be removed.

This Hold Harmless Agreement and Evidence of Insurance Coverage is executed on this 28th day of April, 2016 on behalf of and by the authority of Des Moines Arts Festival.



Authorized Representative



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
4/28/2016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Kaliff Insurance 2009 NW Military Hwy Suite 103 San Antonio TX 78213	CONTACT NAME: Sandra Bakalyar
	PHONE (A/C, No, Ext): (210) 829-7634 FAX (A/C, No): (210) 829-7636
INSURED Des Moines Arts Festival 700 Locust Street Suite 100 Des Moines IA 50309	E-MAIL ADDRESS: sandy@kaliff.com
	INSURER(S) AFFORDING COVERAGE
	INSURER A: Certain Underwriters at Lloyd's
	INSURER B:
	INSURER C:
	INSURER D:
INSURER E:	
INSURER F:	

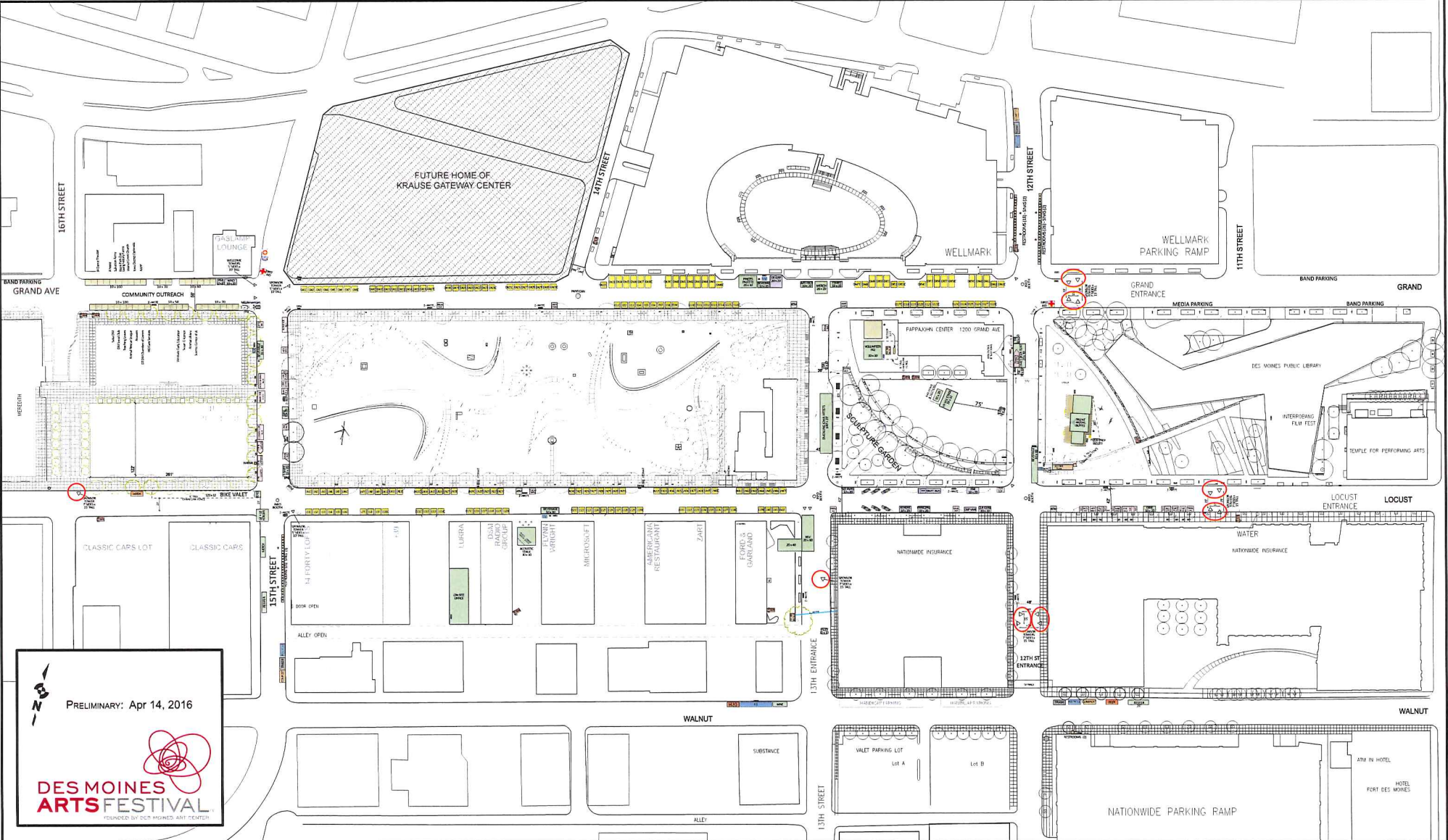
COVERAGES CERTIFICATE NUMBER: 2016-17 GL/IM/XS REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR			MKP00832	5/11/2016	5/11/2017	EACH OCCURRENCE \$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
A	<input type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS			MKP00832	5/11/2016	5/11/2017	COMBINED SINGLE LIMIT (Ea accident) \$ 100,000
	<input type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS						BODILY INJURY (Per person) \$
A	<input type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE			MKP00832	5/11/2016	5/11/2017	EACH OCCURRENCE \$ 4,000,000
	DED RETENTION \$						AGGREGATE \$ 4,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y/N <input type="checkbox"/> N/A				PER STATUTE OTH-ER
	Inland Marine/ Rented Borrowed Equipment			MKP00832	5/11/2016	5/11/2017	Limit \$271,000 Deductible \$1,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
ADDITIONAL INSURED AS RESPECTS TO INSURED'S OPERATIONS: City of Des Moines.
Re: Use of city parks/grounds/streets and Library for film festival.

CERTIFICATE HOLDER City of Des Moines 400 East First Street Des Moines, IA 50309	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE Mitchell Kaliff/SBB <i>Mitchell A. Kaliff</i>



PRELIMINARY: Apr 14, 2016

DES MOINES ARTS FESTIVAL
PRODUCED BY DES MOINES ART CENTER

JUNE 24-26, 2016 • WESTERN GATEWAY PARK

DESMOINESARTSFESTIVAL.ORG

DESMOINES
Arts
FESTIVAL



19th
ANNUAL

PREMIER SPONSORS



PLATINUM SPONSOR



DES MOINES

Arts

FESTIVAL®

western gateway park
june 24-26

PREMIER SPONSORS



PLATINUM SPONSOR



OFFICIAL SPONSORS



OFFICIAL MEDIA SPONSORS



PARTICIPATING SPONSORS

BANK OF THE WEST
DAVE AND TRUDY HURD
HUBBELL HOMES
IOWA PUBLIC RADIO
JOHN DEERE

FOUNDING PARTNER



SUPPORTING SPONSORS

DOLL DISTRIBUTING
VISIONARY SERVICES
IOWA ARTS COUNCIL
KUM & GO

CONTRIBUTING SPONSORS

ADELMAN PR
CENTRO RESTAURANT
CENTURYLINK
GATEWAY MARKET
HOCKENBERG NEWBURGH

RUAN FOUNDATION
SUBSTANCE ARCHITECTURE
TORRANCE
VOLUNTEERLOCAL
POLK COUNTY BOARD OF SUPERVISORS



18TH

DES MOINES ARTS FESTIVAL[®]

JUNE 26 - 28, 2015 • WESTERN GATEWAY PARK • [DESMOINESARTSFESTIVAL.ORG](http://desmoinesartsfestival.org)

PRESENTING SPONSORS



PLATINUM SPONSOR



PREMIER SPONSORS

