

**CITY OF WEST DES MOINES
PUBLIC ARTS ADVISORY COMMISSION**

AGENDA

**5:30 p.m.
Thursday, December 5, 2024**

**City Hall Training Room (2nd Floor)
4200 Mills Civic Parkway**

**Members of the public wishing to participate telephonically, may do so by calling:
515-207-8241, Enter Conference ID: 694 126 052#**

- 1. Call to Order / Approval of Agenda**
- 2. Citizen Forum**
- 3. Approval of Minutes of October 24, 2024 Meeting**
- 4. Old Business**
- 5. New Business**
 - A. Motion – Approval of 2024 WDMurals Call for Artists
 - B. Motion – Approval of Artists and Artwork Locations – 2024 Art on the Campus
 - C. Motion – Approval of Legacy Woods Public Art Project – Request for Artist Qualifications
- 6. Committee Reports**
 - A. Events Committee
 - B. Communications Committee
 - C. Exhibition Committee
- 7. Project Work Group Reports**
 - A. Legacy Woods Public Art Project
- 8. Staff Reports**
 - A. Arts, Culture & Enrichment Supervisor
 - B. Recreation Superintendent
 - C. Director of Parks and Recreation
- 9. Other Matters**
- 10. Receive, File and/or Refer**
 - A. City Council Communications

The City of West Des Moines is pleased to provide accommodations to disabled individuals or groups and encourages their participation in city government. Should special accommodations be required please contact the City Clerk's office at least 48 hours in advance, at 222-3600 to have accommodations provided.

WEST DES MOINES PUBLIC ARTS ADVISORY COMMISSION PROCEEDINGS
Thursday, October 24, 2024

The regular meeting of the West Des Moines Public Arts Advisory Commission was called to order on Thursday, October 24, 2024, at 5:30 p.m. by Chair Mathrubutham.

Commission	Mahesh Mathrubutham <i>Chair</i>	Jeff Phillips	Amenda Tate <i>Vice Chair</i>	Ryan Crane	Virginia Barrette <i>Secretary</i>
Present	X			X	X
Commission	Tami Kitner	Courtney Moller			
Present	X	X			

Staff	Ryan Penning <i>Director of Parks & Recreation</i>	Laura Murphy <i>Superintendent of Recreation</i>	Allison Ullestad <i>Arts, Culture, and Enrichment Supervisor</i>	Tina Tate <i>Administrative Assistant Parks & Recreation</i>	Lauren Rush <i>Arts, Culture, and Enrichment Coord.</i>	Kevin Trevillyan <i>Council Liaison</i>
Present	X	X	X	X		

On Item 1. Approval of Agenda

Moller moved to approve the agenda as presented. Crane seconded. Motion carried unanimously.

On Item 2. Citizen Forum

No Report.

On Item 3. Approval of Minutes of August 22, 2024 Meeting

Kitner moved to approve the minutes as presented. Crane seconded. Motion carried unanimously.

On Item 4. Old Business

No Report.

New Business

On Item 5A. Motion – Approval of Recommendation to City Council – FY 25-26 Public Art Fund Budget

Penning provided an overview of the FY 25-26 Public Art Fund Budget. As stated in the Master Plan, ten percent of the total valuation of the permanent collection will be allocated to a separate maintenance fund. WDMurals received an increase of \$5,000 to include two additional murals for the 2025 exhibit. After carrying over \$20,000 from the 24-25 consulting fees, the total allocated budget for the Legacy Woods Commissioned Work of Art #5 is \$170,000.

Penning discussed upcoming revenue sources including Hotel/Motel Tax and grant opportunities. In FY 24, an additional \$30,000 was approved, increasing the Hotel/Motel Tax annual giving to \$150,000. An amendment has been requested to continue allocating this amount to the Public Art Fund annually. Until the amendment is approved, \$120,000 is currently budgeted. Funding for larger projects such as the Legacy Woods public art piece may span over two fiscal years or more. Applications are continually being submitted for grants including those from BRAVO Greater Des Moines. Since it has been a couple of years, Mathrubutham agreed to present the Public Art Annual Report to City Council.

Crane moved to approve the FY 25-26 Public Art Fund Budget recommendation to City Council as presented. Kitner seconded. Motion carried unanimously.

On Item 5B. Motion – Approval of 2025 Art on the Campus Selection Committee

Ullestad updated the Commission on the five members recommended to serve on the Art on the Campus Selection Committee. The Commissioners will be Courtney Moller and Jeff Phillips. The three citizens will include Suzanne Allen, Rachel Terlop, and Patrick Lubner.

Moller moved to approve the 2025 Art on the Campus Selection Committee as presented. Barrette seconded. Motion carried unanimously.

On Item 5C. Motion – Establish November/December Meeting Date – December 5

Penning stated that the November and December meetings are combined due to the holiday scheduling conflicts. The proposed date is Thursday, December 5.

Kitner moved to approve establishing the November/December Meeting Date as December 5. Moller seconded. Motion carried unanimously.

On Item 5D. Motion – Approval of Public Art Donation – Jane Ingram Allen Artwork – Sedlacek Family

Ullestad stated that *Confluence* was donated by Jaey Sedlacek in honor of Brenda Sedlacek's service on the Public Arts Advisory Commission. The Sedlacek Family is interested in donating another piece from their private collection titled *3 Flags in Space* by artist Jane Ingram Allen. The artwork was purchased in 2001 for \$1,700.

Because this piece is composed of handmade paper, it will need to be protected from the elements and likely displayed inside a facility. Some recommended locations include City Hall, Police Station, Fire Station, and Human Services. A few added suggestions include the MidAmerican RecPlex, the Vets Room in Valley Junction Activity Center, and the future Legacy Woods Heritage Center. Public Services will store the artwork until a location is selected. The Commission will need to consider the 10 percent allocated to the maintenance fund and the cost of installation. The donation agreement will need to go to City Council for approval.

Kitner moved to approve the Sedlacek Family Public Art Donation as presented. Barrette seconded. Motion carried unanimously.

Committee Reports

On Item 6A. Events Committee

No Report.

On Item 6B. Communications Committee

No Report.

On Item 6C. Exhibition Committee

Ullestad stated that the Exhibition Committee will need to discuss how to proceed with *Progression* and the relocation of the spheres that were removed from the pond. Penning added that new landscaping will be installed at the Jamie Hurd Amphitheater that includes shorter native grass allowing *Progression* to be more visible. Crane suggested asking the artist for approval for the new placement of the spheres.

Limelight suffered vandalism on two consecutive nights. Figures were removed and the wiring was damaged. A decision will need to be made about replacing or modifying the lighting element.

Project Work Group Reports

On Item 7A. Legacy Woods Public Art Project

Crane commented that the Legacy Woods site preparation has progressed rapidly allowing the work group to visualize public art in that location. Ullestad reported that during the previous two meetings, the group discussed the property's history and performed a preference exercise to determine the project's direction. The agenda for the next meeting on November 6, will include the Artist Statement and the Call for Artists.

Penning stated that \$10,000 was received from the Iowa DNR to fund the volunteer tree-planting event held on October 5 at Legacy Woods. There were 79 different species of trees and over 50 volunteers. Ullestad commented that the Iowa DNR awarded a \$200,000 REAP Grant for Legacy Woods Nature Sanctuary. In addition to grant opportunities, funding is received through donations from the private sector.

Staff Reports

On Item 8A. Arts, Culture & Enrichment Supervisor

Ullestad stated that the Call for Artists for Art on the Campus is due Sunday, October 27. Currently, 22 applications have been submitted. The recipient of the Art on the Campus People's Choice Award was Sadagat Aliyeva for the artwork titled *Fire*. Teva Lackmann received Best in Show for the piece called *The Beauty in our Backyard* featured in the WDMurals exhibit. Ullestad invited the Commission members to attend the National Conference for the Arts meeting and the Youth Justice Initiative Ribbon Cutting Ceremony for the mural at the West Des Moines Police Department.

Ullestad mentioned that she met with the Waukee Public Arts Advisory Commission to discuss the artist selection process, temporary art exhibits, and other obstacles that could be encountered when forming a new commission.

On Item 8B. Superintendent of Recreation

Murphy stated that registration opens on November 5 for the Winter/Spring Program Guide. Des Moines Parent Family Favorite opened the voting for awards such as Best Parks and Recreation Department, Best Playground, and Best Aquatic Center. Penning will send the voting information to the Commission. Trevor Hoth started his new role as the Recreation Program/Facility Supervisor creating a vacancy for Recreation Coordinator. After reviewing over 100 applications, 11 interviews were scheduled to fill this position. 31 teams participated in the 2nd Annual Pickleball Tournament held by the Friends of West Des Moines Parks and Recreation. They have launched a new website that supports WDM Parks and Recreation initiatives.

On Item 8C. Director of Parks and Recreation

Penning commented that the budget deadline is this week. It reflects on the past year and shows the direction of where the Department is headed. The results from the citizen survey show that 95 percent of residents were satisfied with the quality of life.

On Item 9. Other Matters

Receive, File and/or Refer

On Item 10A. City Council Communications

Crane moved to adjourn the meeting. Kitner seconded. Motion carried unanimously. The meeting adjourned at 6:30 p.m.

Respectfully submitted,

Christina Tate
Administrative Assistant

ATTEST:

Virginia Barrette
Public Arts Advisory Commission Secretary

**CITY OF WEST DES MOINES
PUBLIC ARTS ADVISORY COMMISSION**

DATE: December 5, 2024

ITEM: Motion – Approval of 2025 WDMurals Call for Artists

FINANCIAL IMPACT: \$30,500 (\$2,500/artist x 12; \$500 Best in Show Award)

SYNOPSIS: Department staff have developed and recommend the attached 2025 WDMurals Call for Artists.

2025 WDMurals Exhibit Highlights/Changes:

- 12 original artist mural proposals will be selected
- 2 new locations at the Crossroads Park and Ashworth Road (Knolls Greenway) underpass have been added
- “Our Friends and Family” is the theme of the 2025 exhibit
- 2024 Best in Show mural will not remain due to the difficult logistics of keeping it from being painted over

OUTSTANDING ISSUES (if any): none

RECOMMENDATION: Staff recommend approval of the 2025 WDMurals Call for Artists

Lead Staff Member: Allison Ullestad, Arts, Culture, and Enrichment Supervisor

STAFF REVIEWS

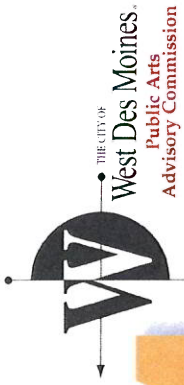
Department Director	Ryan Penning, Director of Parks and Recreation <i>RP</i>
Agenda Acceptance	Ryan Penning, Director of Parks and Recreation

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee			
Date Reviewed			
Recommendation	YES	NO	SPLIT



WDMURALS

CALL FOR ARTISTS: 2025 WDMurals

AN ANNUAL, TEMPORARY PUBLIC ART EXHIBIT
ALONG WEST DES MOINES TRAILS

ARE YOU INTERESTED?

SUBMIT YOUR MURAL PROPOSAL ONLINE AT

WWW.WDM.IOWA.GOV/CALLFORARTISTS

BY FEBRUARY 23, 2025, AT 11:59PM CT

WDMurals Overview

The West Des Moines Public Arts Advisory Commission and Parks and Recreation Department invite **Iowa artists** to submit a Mural Proposal to participate in the 5th annual WDMurals public art exhibit. WDMurals is a temporary, outdoor exhibit that includes murals painted on the entrance and exit walls of underpasses along trails in West Des Moines.

Exhibit Details

- ➡ Each selected artist/artist group will be paid **\$2,500 per mural** to cover all artist costs.
- A selection panel will blind-score mural proposals to choose up to **12 original artist/artist group mural proposals**.
- A **Best in Show** mural will be selected and publicized. The selected mural will remain in place for one year after the end of the current year's exhibit. The Best in Show artist/artist group will receive a **\$500 award**.
- The WDMurals exhibit will be promoted on-site and in the local media*. Marketing efforts will include but not be limited to:
 1. An identification plaque listing the artist name(s), mural title, and mural description will be placed at each mural site
 2. An article in WDM Magazine (direct mailed to all WDM households and businesses)
 3. News and information on the City of WDM website (www.wdm.iowa.gov)
 4. WDM Parks and Recreation Department's Facebook and Instagram accounts
- The WDMurals exhibit is a listed feature on the **Otocast app**, a mobile audio guide. Selected artists are required to work with Otocast staff to record a short narrative about their mural.

*The City of West Des Moines reserves the right to photograph and reproduce images of the murals on exhibit for promotional and educational purposes.

Installation of Artwork

Artists are responsible for all supplies, equipment, and labor necessary for the installation of their mural. Care must be taken to ensure the safety of trail users during installation.



Approximate single wall size: 10' (H) x 30'(L)
Please use the dimensions in the mock-up on page 4 when submitting your mural proposals.
Further wall measurement will be allowed upon proposal acceptance.

Mural Criteria

All proposed murals must be the original work of the artist in concept, composition, and execution. Artists' proposals will be selected by a selection panel* comprised of WDM Public Arts Advisory Commission members and local citizens, artists, and/or business representatives. The following criteria will be used in the selection process:

- Mural proposals that speak to the theme of **"Our Friends and Family"**
 - **Artists are asked to include an artist statement describing their artistic interpretation of the theme in the mural proposals**
- Mural proposals that are suitable for public viewing
- Mural proposals that create a sense of discovery, surprise, imagination, and emotional connection
- Mural proposals that are aesthetically and photographically pleasing
- Murals must be created using only spray, acrylic based, and/or exterior paint

*Decisions by the selection panel are final and not open to negotiation. To support an authentic, rich, and diverse arts culture for all, the West Des Moines Public Arts Advisory Commission commits to championing policies and practices of cultural equity that empower a vibrantly diverse, inclusive, equitable community.

Submission Details

- Please complete one application per mural proposal submitted.
- There is no limit to the number of mural proposals submitted by an artist.
- 1-4 full-color sketches or design concepts **using the relative dimensions at the bottom of page 4** are required per mural proposal submitted. (5 MB max; .gif, .jpg, .png, .docx, .xls, .xlsx, .rtf, .pdf, .txt)

Proposals must be submitted online at www.wdm.iowa.gov/CallforArtists by 11:59 pm on February 23, 2025.

WDMural Exhibit Timeline

Call for Artists issued	January 6, 2025
Mural Proposals due	February 23, 2025
Selection panel meets	March 1-14, 2025
Notification of selection to artists	By April 1, 2025
Artists create murals	May 1-15, 2025
WDMurals exhibit viewable	May 15, 2025-April 1, 2026

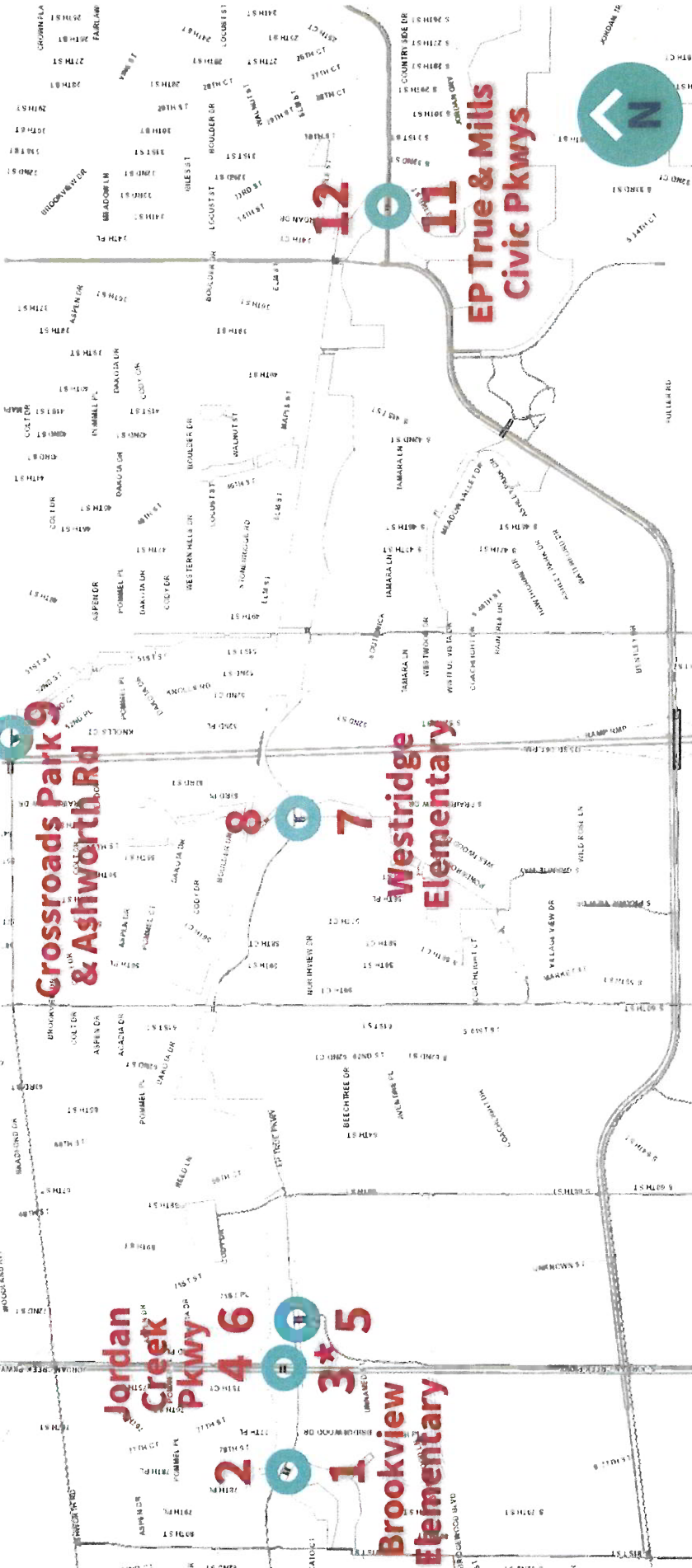
Questions?

Contact Allison Ullestad
(Arts, Culture, and Enrichment Supervisor)
at 515-222-3455 or
allison.ullestad@wdm.iowa.gov

*The City of West Des Moines reserves the right to change the project timeline.

Exhibit Locations

10 NEW IN 2025!



The City of West Des Moines reserves the right to choose the specific location where each accepted proposal will be exhibited.

TOP

11'

30'

10'

8'

30'

I 1.5'

4

**CITY OF WEST DES MOINES
PUBLIC ARTS ADVISORY COMMISSION**

DATE: December 5, 2024

ITEM: Motion – Approval of Artists and Artwork Locations – 2025 Art on the Campus

FINANCIAL IMPACT: Expense of \$30,000 for the artist stipends (\$2,500 per work of art) and \$500 for the People’s Choice Award for a total of \$30,500. This amount is included in the FY 24-25 budget.

SYNOPSIS: The Commission is sponsoring the 13th temporary “Art on the Campus” exhibit from April 15, 2025, to November 15, 2025. An “Art on the Campus” selection committee meeting was held on Monday, November 11, to review and score 46 proposals that were submitted by 26 artists from Iowa (14), Illinois (4), Nebraska (2), Missouri (2), Minnesota (3), and Wisconsin (1). Of the 26 artists, 13 were new and 13 were returning artists.

The selection committee members included: Courtney Moller (Commission member), Rachel Terlop (citizen), Patrick Luber (Citizen), and Suzanne Allen (Citizen), and Jeff Phillips (Commission member).

Twelve entries were selected to be temporarily installed around the pond on the city campus. The committee’s recommendations include:

<u>Entry Name</u>	<u>Artist Name</u>	<u>Entry Name</u>	<u>Artist Name</u>
1 Lupine	Tim Adams	7 Klompenboot	Kyle Fokken*
2 Time to Fly	Kyle Fokken*	8 Go Ask Alice	Anna Modeland
3 Impulse	David Zahn	9 Pump	Matt Moyer
4 Peace Tree	Nicole Beck	10 Parent and Child	Albert Rhea
5 Tomorrowscope	Nathan Pierce	11 Wings	Hilde DeBruyne
6 Bloom	Zach Bowman	12 Musicisan’s Clockwork #2	Alexander Grant Miller*

*new AOC artist

The twelve proposals are attached for your information. A map of the proposed locations is also included and is part of the recommendation. With the Commission’s approval of the artists and locations, staff will prepare the City’s standard artist agreement for review by each of the artists and the City’s Legal Department. The final artist agreements will be included on a future City Council meeting agenda (date to be determined).

BACKGROUND: None

OUTSTANDING ISSUES (if any): None

RECOMMENDATION: That the Commission approve the recommendation of the 2025 Art on the Campus selection committee.

Lead Staff Member: Allison Ullestad, Arts, Culture and Enrichment Supervisor

STAFF REVIEWS

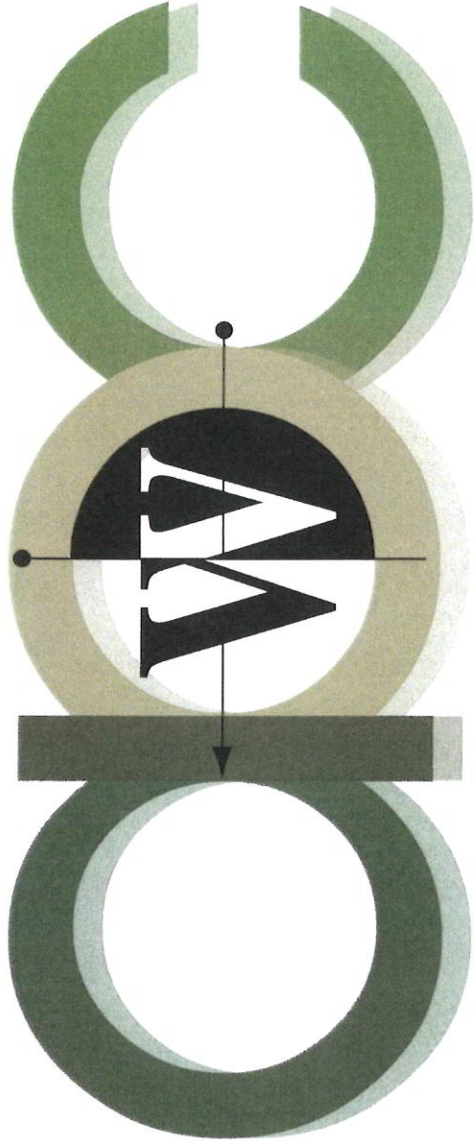
Department Director	Ryan Penning, Director of Parks and Recreation	<i>RP</i>
Agenda Acceptance	Ryan Penning, Director of Parks and Recreation	

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee	Art on the Campus Selection Committee		
Date Reviewed	11/11/24		
Recommendation	YES	NO	SPLIT



THE CITY OF

West Des Moines®

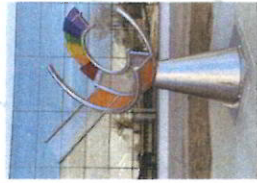
ART ON THE CAMPUS EXHIBIT

2025 ARTWORK SELECTIONS



Go Ask Alice

WDM LIBRARY



Tomorrowscope

5



Peace Tree

4



Impulse

3



Time to Fly

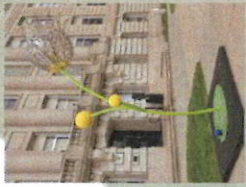
2

WDM CITY HALL



Klompboot

7



Bloom

6



Pump

9



Parent and Child

10



Wings

11



Musician's
Clockwork #2

12

LEARNING
RESOURCE CENTER

JAMIE HURD
AMPHITHEATER



Lupine

1



THE CITY OF
West Des Moines.

ART ON THE CAMPUS EXHIBIT

1 Lupine

Tim Adams
Webster City, IA

Year Made: 2021

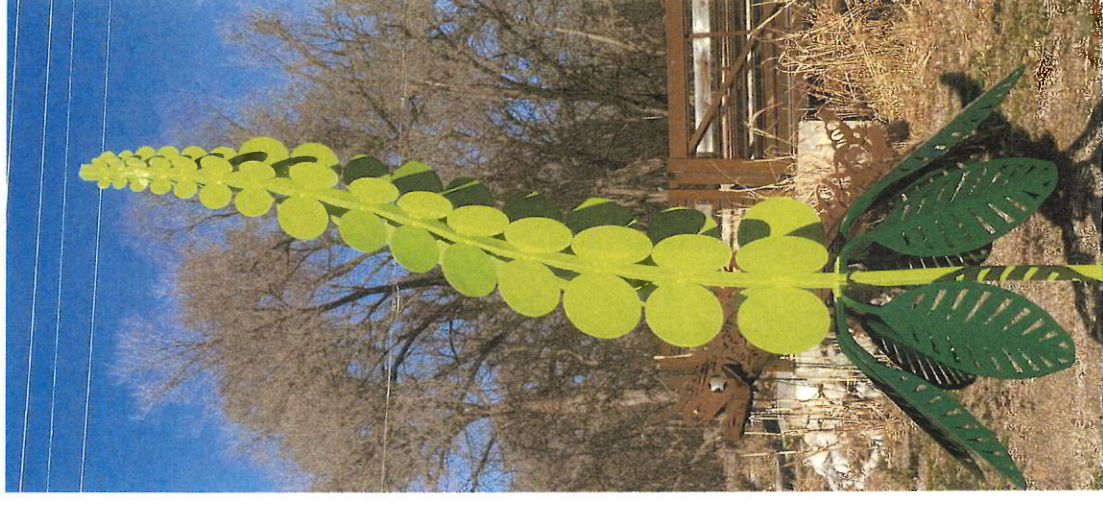
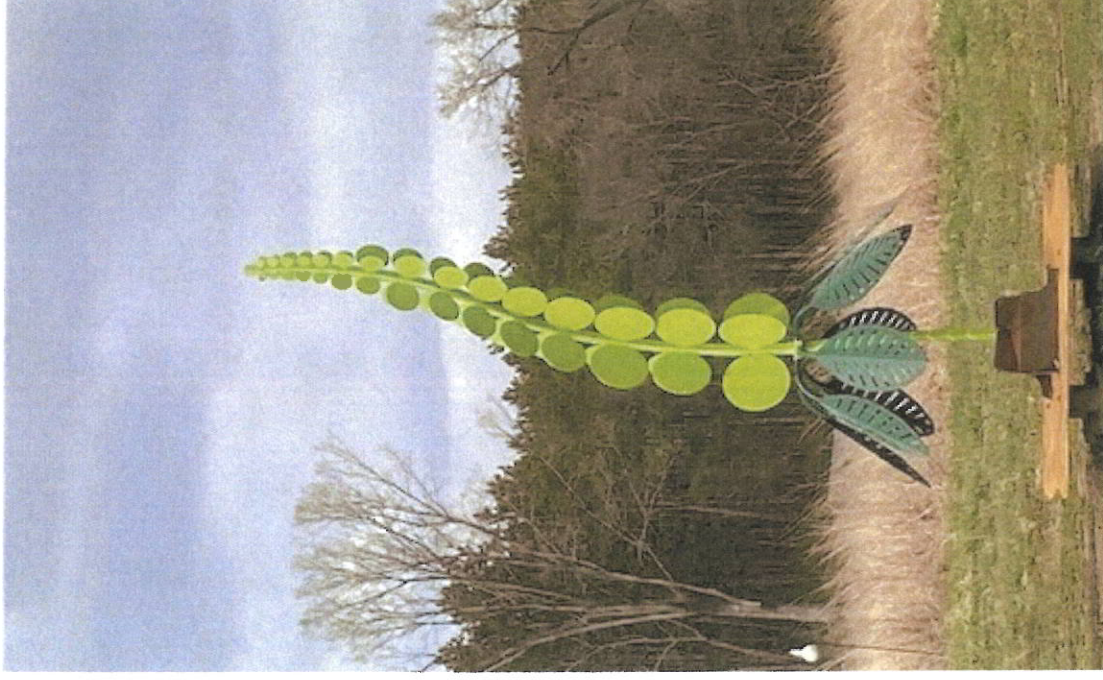
Value: \$10,000

Materials: painted steel

Dimensions: 12' H x 4' W x 4' D

Weight: 200 lbs

Description: "Lupine" is a whimsical abstract rendition of the native wildflower. The brilliant green color used on the piece is abundant in spring and is everywhere. Once summer sets in, the green blends with the surrounding greens and almost disappears. Like the brilliant green color of spring, as we age, we too seem to blend into the "surroundings" of society. We may be muted, but our true brilliant core is ever present.



2 Time to Fly

Kyle Fokken
Minneapolis, MN

Year Made: 2020

Value: \$10,000

Materials: cast bronze, steel

Dimensions: 7' H x 36" W x 24" D

Weight: 150 lbs

Description: Time is money, money is time...time flies when you are having fun....

The title of this piece references the saying 'when pigs fly' as something will happen if only the impossible happens first. This piece is about how your time is your only true commodity and that impossible things will happen when you use your money for good and for fun. Cast bronze winged piggy bank form perched precariously on a rusty steel ledge. (square black base not shown)



3 Impulse

David Zahn
Moline, IL

Year Made: 2024

Value: \$9,500

Materials: Corten Steel & Bronze

Dimensions: 68" H x 24" W x 12" D

Weight: 150 lbs

Description: "Impulse" is a portrait bust-style piece with a life-size image of a person. The face is realistic, but as the image expands out it turns into abstract forms. There is a bit less to be viewed from the back of the artwork, so that would play into where it would be best displayed. Although it is interesting from all angles. "Impulse" is a thought-provoking interesting sculpture with a dream like quality.



4 Peace Tree

Nicole Beck
Chicago, IL

Year Made: 2023

Value: \$15,000

Materials: Stainless steel and custom dichroic glass

Dimensions: 72" H x 40.5" W x 36" D

Weight: 300 lbs

Description: Peace Tree depicts the tree crown of the endangered ash tree (g. Fraxinus) as well as a detail of it's leaf vein structure. Embedded on stainless pipe branches among the two parts is a bird made from recycled stainless found objects carrying a berry in its beak. The elliptical tree elements are backed by a see through panel of custom-laminated dichroic glass that shifts colors radically as the viewer moves around the work. The glass is fabricated for outdoor use and can withstand hundreds of pounds of striking force and is secured within the structure with architectural glazing. The base is a heart shape reflecting my love for trees and comes with welded tabs that securely through bolt to the concrete.



5 Tomorrowscope

Nathan Pierce
Cape Girardeau, MO

Year Made: 2020

Value: \$55,000

Materials: stainless steel, acrylic

Dimensions: 12' H x 7' W x 5' D

Weight: 600 lbs

Description: This abstract sculptural form can become a visual representation of travel. Using public art to activate your imagination can be a very transformative experience. Traveling through time and space, activating your imagination through the lens of public.



6 Bloom

Zach Bowman
Ankeny, IA

Year Made: 2024

Value: \$7,500

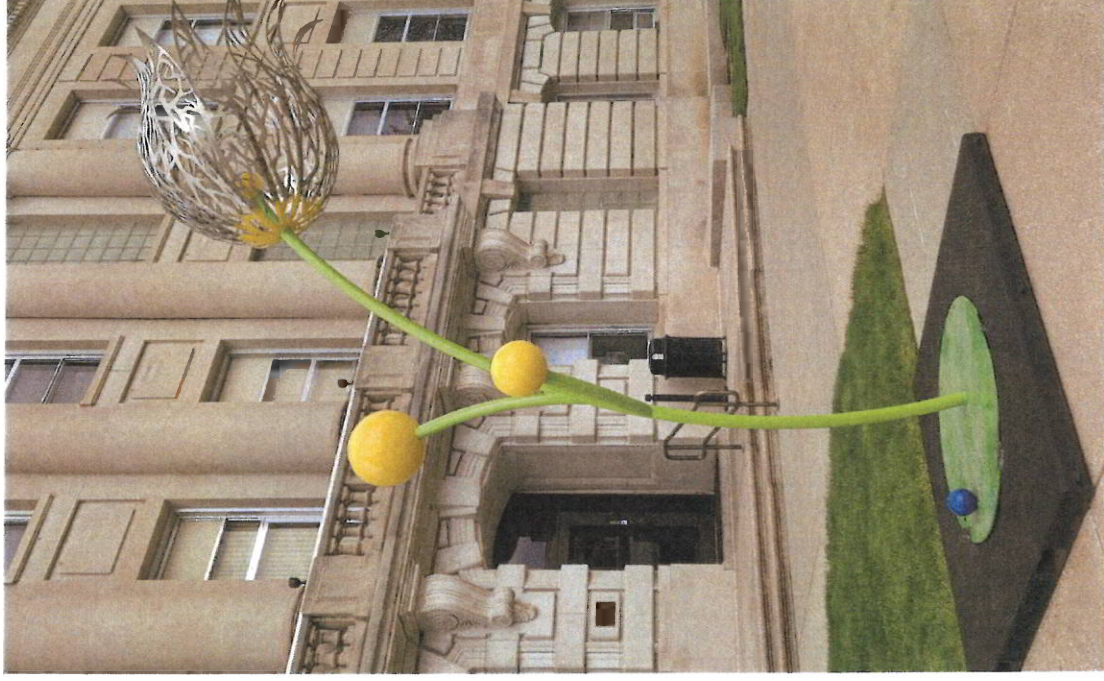
Materials: stainless steel and mild steel

Dimensions: 12' H x 8' W x 4' D

Weight: 250 lbs

Description: It's important to find something you are passionate about in life. Growing up in rural Iowa, I am passionate about where I was raised and where I continue to live. This sculpture is my way of expressing that passion.

"Bloom" is a stainless steel form in the shape of a seed pod/flower. Due to the process used to cut out the metal, it has the appearance of being very delicate and even lace-like. This pattern represents the idea of Iowa being the central hub for food resources and growth. There is an interconnected network of what looks like roots, rivers, or even branches. With the material cut away, a spherical form can be seen nestled within the piece.



7 Klompenboot

Kyle Fokken
Minneapolis, MN

Year Made: 2012

Value: \$10,000

Materials: cast bronze, aluminum, steel, brass

Dimensions: 7' H x 3' W x 4' D

Weight: 150 lbs

Description: This piece is an homage to explorers, my Dutch heritage and in recognizing that the start of any journey begins in childhood dreams. "Wynken, Blynken and Nod" is a poem by American writer Eugene Field about 3 children who go sailing and fishing amongst the stars on a boat made out of a wooden shoe. It is a lullaby designed to send children off to sleep and the land of dreams. The piece features a cast bronze wooden shoe with an aluminum airplane wing as a sail riding on top of a rusted steel wave.



8 Go Ask Alice

Anna Modeland
Somers, IA

Year Made: 2024

Value: \$6,300

Materials: Steel, Rebar, recycled industrial lighting fixtures

Dimensions: 5' H x 5' W x 4' D

Weight: 250-300 lbs

Description: Inspired by Lewis

Carroll's 1865 children's novel Alice's Adventures in Wonderland and Jefferson Airplane's 1967 hit song White Rabbit, Go Ask Alice is a celebration of adolescent dreams from an era defined by fantasy, whimsy, adventure, escapism, freedom and the limitless power of the imagination.

Crafted from vintage industrial ceiling light sconces, Go Ask Alice is my latest creation.



9 Pump

Matt Moyer
Columbia, MO

Year Made: 2024

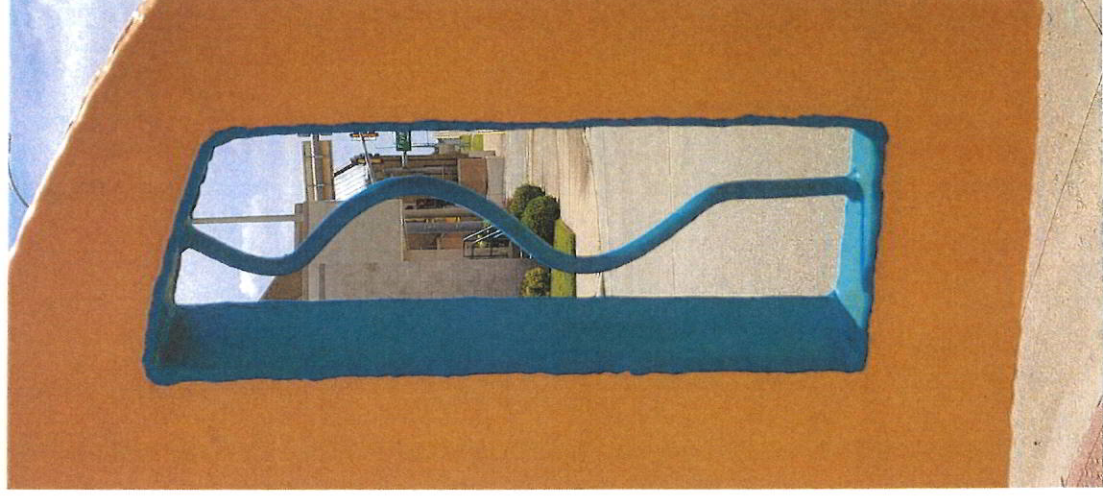
Value: \$5,400

Materials: Steel and paint

Dimensions: 12' H x 4' W x 2' D

Weight: 250 lbs

Description: "Pump" explores a simple machine that is often disregarded in our society. Pumps bring us what we want, send away what we don't want, and are vital to our everyday lives. Though simple in task, they are often interesting shapes and colors based on what they do, where they do it, and how long they've been doing it for. I am indefinitely interested in pumps, their history, and the people who maintain them within our society.



10 Parent and Child

Albert Rhea Papillion, NE

Year Made: 2023

Value: \$9,500

Materials: Mild Steel, found objects

Dimensions: 102" H x 36" W x 40" D

Weight: 185 lbs

Description: The Parent and Child sculpture is part of a series of six outdoor works. In the last three years, I have produced three large-scale parent and child sculptures for public display. As a grandparent and nanny to a five-year-old, the parent and child theme has special meaning. The emotions of wanting, needing, and loving are expressed in these sculptures. This sculpture creates a timeless homage to this special bond. This work makes a powerful statement about the unconditional love a mother and her child share. I hope this sculpture of a mother with her child depicts the intimate connection they share.



11 Wings

Hilde DeBruyne
Cumming, IA

Year Made: 2024

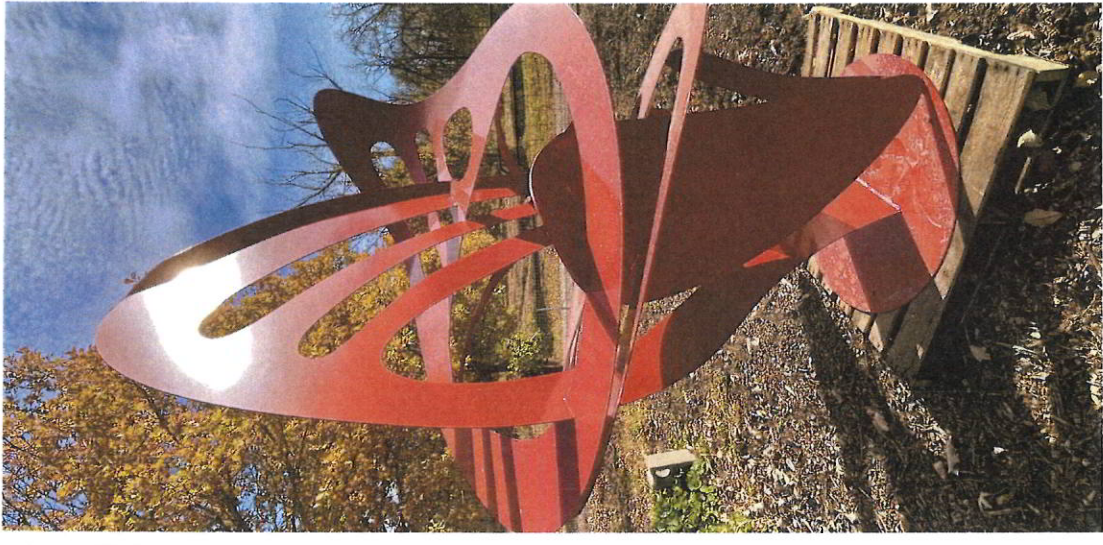
Value: \$22,500

Materials: mild steel,
powdercoated

Dimensions: 8' H x 6' W x 5' D

Weight: 200 lbs

Description: Wings is a contemporary, abstract-organic sculpture in metal representing the "Metamorphosis" of Butterflies. The artist invites the viewer to walk around the sculpture as it looks different from every angle, referring to the many changes the butterfly goes through.



12 Musician's Clockwork #2

Alexander
Grant Miller
Waterloo, IA

Year Made: 2024

Value: \$7,500

Materials: Stainless Steel

Dimensions: 6' H x 1.5' W x 1.5' D

Weight: 150 lbs

Description: Musician's Clockwork 2 is a large-scale version of a Fender Stratocaster electric guitar in celebration of the arts and music.

Standing 6ft tall and made from mild steel and found mechanical parts.

As this piece ages outside it will create a natural patina giving it an aged and weathered aesthetic as time goes on. This piece is

biographical and reflects my

personality by combining music with

mechanical parts in a dynamic

composition. Musicians Clockwork

#2 takes Des Moines' vibrant music

scene and meshes it with its

industrial history. I strive to create

works that are complex, yet

relatable to the viewer. Music and

art are major parts of my life and I

want to share that with the

community.



**CITY OF WEST DES MOINES
PUBLIC ARTS ADVISORY COMMISSION**

DATE: December 5, 2024

ITEM: Motion – Approval of Request for Artist Qualifications – Legacy Woods Public Art Project

FINANCIAL IMPACT: Expense of \$120,000 from the FY24-25 Public Art Fund – Commissioned Work of Art #5; \$50,000 BRAVO Public Art Grant

SYNOPSIS: A Request for Artist Qualifications has been developed by the Legacy Woods Public Art Project Work Group for a permanent work of art to be sited on public property within the confines of the Legacy Woods master site plan. The Request for Artist Qualifications is attached for review, but highlights of the main elements include the following:

ABOUT THIS OPPORTUNITY

Legacy Woods, a burgeoning project spearheaded by the City of West Des Moines in partnership with the West Des Moines Historical Society (WDMHS) and private benefactors, transforms a historically significant parcel of land into a vibrant community hub. This land, once belonging to the Jordan family and later serving as a church campground, has been acquired by the City and will be developed as an open space dedicated to recreation, education, and artistic expression for both residents and visitors.

Envisioned as a multi-faceted destination, Legacy Woods will feature three distinct components. The Nature Sanctuary will provide a tranquil escape with winding trails, scenic picnic spots, lush woodlands, and a wetland, all connected by thoughtful stormwater management infrastructure. The Historic Campus will preserve and celebrate the area's past, housing the Jordan House Museum, a new Heritage Center, the Bennett School Museum, a historic log cabin, a charming nature playground, and an orchard. Finally, Oak Hill Cemetery, a poignant reminder of the past, will continue to serve as the resting place for the Jordan family, Freedom Seekers, and early settlers who helped shape the region.

The Public Arts Advisory Commission (PAAC) is seeking a qualified artist or artist team to contribute to the budding artistic landscape of Legacy Woods. If selected, the artist or artist group will be asked to propose permanent public art installations that seamlessly integrate into the park's unique natural beauty and rich historical context. The contracted artist or artist group will be encouraged to explore a wide range of mediums and consider the expansive outdoor space as their canvas, with no limitations on specific locations or artistic approaches. This inaugural commission marks the beginning of a multi-phased project, signifying a commitment to enriching Legacy Woods with dynamic and enduring art.

The total budget for the project is \$170,000. This not-to-exceed total must cover all design fees, fabrication, installation, site visits, and other related expenses as defined by the contract.

Art Statement

The Public Arts Advisory Commission and Legacy Woods Public Art Work Group envision a public art experience that transcends time and connects viewers to the enduring threads of humanity. They hope that the art, deeply rooted in the natural history of the site, will foster a profound sense of shared experience across generations – past, present, and future. They aim to ignite curiosity within each visitor, prompting contemplation of the land and its stories. By weaving together elements of nature and human history, the artwork should leave viewers with a lingering sense of wonder and a thirst for deeper understanding, encouraging them to seek out further knowledge and explore the rich tapestry of Legacy Woods. The ultimate goal is artwork that serves as a catalyst for connection, reflection, and a renewed appreciation for the natural world and our place within it.

Proposed Schedule

Installation March 2026

Artist Eligibility

Artist or Artist Team:

- Must have completed three (3) commissioned outdoor public art projects each with a budget of \$75,000 or more.
- Should demonstrate an understanding of West Des Moines' history, diversity, and culture.
- Must reside in the continental United States.
- Must be willing to travel to West Des Moines if selected; travel expenses related to the selection process will be funded by the City of West Des Moines.

BACKGROUND: Staff has been planning the overall site design and master plan for Legacy Woods. During planning, the incorporation of art was discussed.

The Legacy Woods Public Art Project Work Group has met three times. Members include Jeff Phillips (Commissioner), Ryan Crane (Commissioner), Gale Brubaker (Executive Director of the WDM Historical Society), Greg Hudson (WDM City Councilmember, VHS History Teacher), and Heather Worthington (Citizen, Art Teacher).

RECOMMENDATION: The Legacy Woods Public Art Project Work Group recommends that the Commission approve the attached Request for Artist Qualifications.

Lead Staff Member: Allison Ullestad, Arts, Culture, and Enrichment Supervisor

STAFF REVIEWS

Department Director	Ryan Penning, Director of Parks & Recreation <i>RP</i>
Agenda Acceptance	Ryan Penning, Director of Parks & Recreation

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

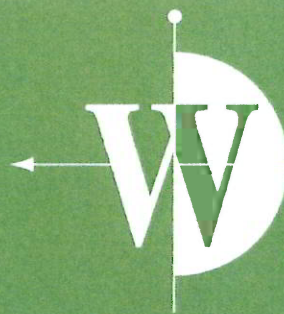
SUBCOMMITTEE REVIEW (if applicable)

Committee	Legacy Woods Public Art Work Group		
Date Reviewed	11/6/2024		
Recommendation	YES		NO

LEGACY WOODS

PUBLIC ART PROJECT

REQUEST FOR ARTIST
QUALIFICATIONS



THE CITY OF
West Des Moines
Public Arts Advisory
Commission

REQUEST FOR ARTIST QUALIFICATIONS

City of West Des Moines, Iowa

ABOUT WEST DES MOINES

The City of West Des Moines, Iowa, is a rapidly growing community located within the Des Moines Metropolitan Area. West Des Moines has a wide array of amenities and services and provides residents with broad access to a high quality of life. A recent ETC Institute survey found that 95% of West Des Moines residents are satisfied with the quality of life, and overall satisfaction with City services is 41% above the national average.

See more at: www.wdm.iowa.gov

Some notable facts about the community include:

- 2023 population of 72,205
- 8th largest city in Iowa
- \$3.6 billion worth of development in the last five years
- More than 1,500 acres of parkland and open space, two aquatic centers, softball/baseball complexes, nature lodge, archery range, amphitheater, boathouse, dog park, cemetery, and a multi-use sports and event space facility
- 81-mile trail system that connects to the Central Iowa Trail system

West Des Moines boasts a rich and diverse history that stretches back to the indigenous tribes of the Iowa, Sac, and Fox who first inhabited the region. The area's written history began in 1846 when James Jordan and his family settled on what is now known as Legacy Woods. Jordan's farm played a significant role in the Underground Railroad, with James serving as the Chief Conductor for Polk County, guiding numerous escaped slaves toward freedom. This commitment to social justice marked the beginnings of a community rooted in resilience and courage.

In 1893, the burgeoning settlement was renamed Valley Junction due to its strategic significance as a junction for the expanding railway system. This development spurred growth and attracted a diverse population, including Mexican-American and African-American families, who contributed to the vibrant fabric of the community. Nevertheless, Valley Junction's reputation as a "rough and tumble" town led local leaders to rebrand it as West Des Moines in 1938, a name that signified a new era of transformation and modernization.

Today, West Des Moines stands as a testament to progressive growth while honoring its extensive past. The city is celebrated for its exceptional school system, which underscores a commitment to education and community development. Furthermore, its robust business community fuels the local economy, providing ample opportunities for residents and attracting newcomers. With an impressive array of quality-of-life amenities, West Des Moines exemplifies how a city can evolve from its historical roots into a thriving modern community, all while maintaining the values of inclusivity and innovation.

PUBLIC ART PROGRAM

The vision of the West Moines Public Art Program is the creation of a diverse collection of public works of art of high aesthetic and intellectual quality and excellence along with a program that promotes cultural expression and artistic appreciation. At the heart of the aspiration for public art in West Des Moines is the wish for an authentic, rich, and diverse arts culture that is seen and understood as uniquely arising from the community – an arts culture that benefits and enriches all those who live in, work in, and visit West Des Moines.

The mission of the West Des Moines Public Art Program is to create a city with enriching public spaces incorporating public works of art that offer moments of discovery and opportunities for reflection and growth—a city with public art woven into the fine-grain detail of the public infrastructure. The Public Art Program champions excellence in art, design, architecture, and landscape. The Public Art Program and Collection should be the most visible symbols of West Des Moines' commitment to creativity, diversity of ideas and expression, and socio-cultural multiplicity. A creative city provides inclusive and equitable environments for its residents, business communities, and visitors, extending opportunities for life-long learning and community connection.

The primary goals of the Public Art Program are to develop an aesthetically interesting environment, to integrate public works of art into public spaces, and to promote tourism and the economic vitality of West Des Moines through the enhancement of public spaces.

See more at: www.wdm.iowa.gov/PublicArt

ABOUT THIS OPPORTUNITY

Legacy Woods, a burgeoning project spearheaded by the City of West Des Moines in partnership with the West Des Moines Historical Society (WDMHS) and private benefactors, transforms a historically significant parcel of land into a vibrant community hub. This land, once belonging to the Jordan family and later serving as a church campground, has been acquired by the City and will be developed as an open space dedicated to recreation, education, and artistic expression for both residents and visitors.

Envisioned as a multi-faceted destination, Legacy Woods will feature three distinct components. The Nature Sanctuary will provide a tranquil escape with winding trails, scenic picnic spots, lush woodlands, and a wetland, all connected by thoughtful stormwater management infrastructure. The Historic Campus will preserve and celebrate the area's past, housing the Jordan House Museum, a new Heritage Center, the Bennett School Museum, a historic log cabin, a charming nature playground, and an orchard. Finally, Oak Hill Cemetery, a poignant reminder of the past, will continue to serve as the resting place for the Jordan family, Freedom Seekers, and early settlers who helped shape the region.

See more at: www.wdm.iowa.gov/LegacyWoods or in the publication included after pg. 3

The Public Arts Advisory Commission (PAAC) is seeking a qualified artist or artist team to contribute to the budding artistic landscape of Legacy Woods. If selected, the artist or artist group will be asked to propose permanent public art installations that seamlessly integrate into the park's unique natural beauty and rich historical context. The contracted artist or artist group will be encouraged to explore a wide range of mediums and consider the expansive outdoor space as their canvas, with no limitations on specific locations or artistic approaches. This inaugural commission marks the beginning of a multi-phased project, signifying a commitment to enriching Legacy Woods with dynamic and enduring art.

The total budget for the project is **\$170,000**. This not-to-exceed total must cover all design fees, fabrication, installation, site visits, and other related expenses as defined by the contract.

Legacy Woods Public Art Statement

The Public Arts Advisory Commission and Legacy Woods Public Art Work Group envision a public art experience that transcends time and connects viewers to the enduring threads of humanity. They hope that the art, deeply rooted in the natural history of the site, will foster a profound sense of shared experience across generations – past, present, and future. They aim to ignite curiosity within each visitor, prompting contemplation of the land and its stories. By weaving together elements of nature and human history, the artwork should leave viewers with a lingering sense of wonder and a thirst for deeper understanding, encouraging them to seek out further knowledge and explore the rich tapestry of Legacy Woods. The ultimate goal is artwork that serves as a catalyst for connection, reflection, and a renewed appreciation for the natural world and our place within it.

ELIGIBILITY CRITERIA

Artist or Artist Team:

- Must have completed three (3) commissioned outdoor public art projects each with a budget of \$75,000 or more.
- Should demonstrate an understanding of West Des Moines' history, diversity, and culture.
- Must reside in the continental United States.
- Must be willing to travel to West Des Moines if selected; travel expenses related to the selection process will be funded by the City of West Des Moines.

SELECTION & PROJECT CRITERIA

Phase One

Finalists will be chosen based on the following factors:

- Quality of the letter of interest.
- Quality of work samples submitted.
- Artist/team's capacity to complete the project, assessed through their biography and previous experience.

Phase Two

Evaluation of artworks proposed by finalists will depend on these criteria:

- Alignment with the Legacy Woods Public Art Statement (refer to earlier details).
- Engagement through interactive features.
- Aesthetic appeal.

- Must require minimal upkeep, pose no safety risks to viewers, and be durable enough to withstand local weather conditions.
- Should be visually appealing both during the day and at night, throughout all seasons.
- Installation must occur on public property within the designated Legacy Woods site plan; artists may suggest one or multiple locations for their artwork.
- The proposal must demonstrate a strong level of community engagement integrated into the artist's final development (please address this in the letter of interest).
- Projects may consist of one or multiple artworks.

SELECTION PROCESS OVERVIEW

We invite artists who fulfill the eligibility criteria to submit their qualifications. All submitted materials will undergo a pre-screening process to ensure compliance with the eligibility requirements. The Work Group will evaluate the qualified applications and select up to three finalists or finalist teams for interviews in West Des Moines. The City of West Des Moines will cover travel expenses related to the interview process. Finalists will receive further details about the interviews.

After the in-person interviews are completed, one artist or artist team will be selected for the commission to create, fabricate, and install a permanent artwork. Additional guidelines will be provided to the finalists. Please refer to the included timeline for more information.

The decisions made by the Work Group are conclusive and non-negotiable. In order to foster a genuine, vibrant, and diverse arts culture that benefits everyone, the West Des Moines Public Arts Advisory Commission is dedicated to promoting cultural equity policies and practices that empower a dynamic, inclusive, and equitable community.

For any questions or further information, please reach out to Allison Ullestad, the Arts, Culture, and Enrichment Supervisor for the City of West Des Moines, at Allison.Ullestad@wdm.iowa.gov or 515-222-3455.

Work Group Members

Jeff Phillips	PAAC Commissioner
Ryan Crane	PAAC Commissioner
Gale Brubaker	WDMHS Ex. Director
Heather Worthington	Citizen; Art Teacher
Greg Hudson	City Councilman; History Teacher

REQUIRED SUBMISSION MATERIALS

In digital format only.

Provide the following in a single PDF document:

- ❑ Contact information for artist/artist team members
- ❑ One(1) to three(3) page letter describing interest in the project and approach to design; please include statements addressing eligibility criteria, community engagement, and other project criteria
- ❑ One(1) page biographical information or resume for lead artist [include one paragraph for each team member if artist-led team]
- ❑ Three references [contact information only] for recently completed projects
- ❑ A document listing three(3) to five(5) completed artworks; must include a brief description, budget, and up to five(5) images for each artwork

NOTE: Do not submit a visual proposal at this time

PROPOSED SCHEDULE

Schedule may be subject to change.

December 6, 2024	RFAQ announced
February 14, 2025	RFAQ submission deadline
March 2025	Work Group selects finalists
April 2025	Finalist interviews
May 2025	Contract with selected artist
May-July 2025	Final design developed with Work Group
August 2025	Fabrication begins
March 2026	Artwork installation

Please submit all RFAQ materials via email to Allison Ullestad, Arts, Culture, and Enrichment Supervisor, at Allison.Ullestad@wdm.iowa.gov. Include "Legacy Woods Public Art Project" in the subject line.

All materials must be received by 4:00 p.m. CST on Friday, February 14, 2025. No submissions will be accepted after this time.

**CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION**

DATE: November 18, 2024

ITEM: Motion – Approval of Public Art Donation Agreement – “3 Flags in Space”

FINANCIAL IMPACT: Ten percent of the artwork’s value will be allocated to the public art maintenance fund.

SYNOPSIS: Jaey and Brenda Sedlacek have generously proposed donating a piece from their private collection to enhance the City’s permanent public art collection. (Brenda served as a Commissioner on the West Des Moines Public Arts Advisory Board from 2011 to 2023. The Sedlacek family previously contributed the artwork titled “Confluence,” which is displayed in front of City Hall, in 2022.) The artwork being offered, named “3 Flags in Space,” was created by artist Jane Ingram Allen in 1992 and is appraised at \$1,700.

The Public Arts Advisory Commission endorsed the acceptance of this donation into the City’s permanent public art collection on October 24, 2024. City Manager Tom Hadden has also approved its installation on the wall of the central staircase at West Des Moines City Hall.

BACKGROUND: Detailed information about the artwork, including installation renderings, can be found in the attached document for consideration.

OUTSTANDING ISSUES (if any):

RECOMMENDATION: That the Council approve the donation agreement for “3 Flags in Space”.

Lead Staff Member: Allison Ullestad, Arts, Culture, and Enrichment Supervisor

STAFF REVIEWS

Department Director	Ryan Penning, Director of Parks & Recreation <i>GP</i>
Appropriations/Finance	
Legal	
Agenda Acceptance	

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee	PAAC		
Date Reviewed	October 24, 2024		
Recommendation	Yes	No	Split

**CITY OF WEST DES MOINES, PUBLIC ARTS ADVISORY COMMISSION
PUBLIC ART PROGRAM**

PUBLIC ARTWORK DONATION AGREEMENT

THIS AGREEMENT is made and entered into on date last signed below between the City of West Des Moines, an Iowa municipal corporation, acting on behalf of the City of West Des Moines, Public Arts Advisory Commission (“OWNER”) and Jaey/Brenda Sedlacek, (“DONOR”). The OWNER’S REPRESENTATIVE shall be the Director of Parks and Recreation or their designee.

1. Purpose of Agreement

DONOR, as the sole owner of the artwork entitled “3 Flags in Space” (“ARTWORK”) hereby donates the ARTWORK to the OWNER (“Agreement”). Exhibit A to this Agreement describes the ARTWORK and includes photographs of the ARTWORK.

In consideration of the DONOR’S donation of the ARTWORK to the OWNER, the OWNER agrees to publicly display the ARTWORK in/at West Des Moines City Hall for a period of at least five years and to credit the DONOR on a sign or plaque posted with the ARTWORK.

2. DONOR’S Representations and Warranties

- a. The DONOR represents and warrants that the DONOR is the sole owner of the ARTWORK. The DONOR further represents and warrants that the ARTWORK is free and clear of any liens and that there are no outstanding disputes in connection with property rights, intellectual property rights, or any other rights in the ARTWORK or parts of the ARTWORK.
- b. The DONOR represents and warrants that the ARTWORK will not pose a danger to public property, health or safety even with the possibility of misuse, if such misuse is in a manner that was reasonably foreseeable at any time during the term of this Agreement.
- c. The DONOR represents and warrants that general routine maintenance and repair of this ARTWORK will maintain the ARTWORK within an acceptable standard of public display.
- d. The DONOR represents and warrants that the installation and removal of the ARTWORK will not damage or cause the ARTWORK to fall below an acceptable standard of public display as determined by the OWNER.
- e. If the location specified in section 1 above is outside, the DONOR represents and warrants that foreseeable exposure to the elements and general wear and tear will cause the ARTWORK to experience only minor, repairable damage and will not cause the ARTWORK to fall below an acceptable standard of public display as determined by the OWNER.

3. Intellectual Property and Public OWNER Rights

- a. OWNER’S Intellectual Property License. The DONOR grants to the OWNER, and to the OWNER’S REPRESENTATIVE, authorized contractors and assigns, an unlimited, non-exclusive and irrevocable license to do the following with respect to the ARTWORK:

- (1) Use and Display. OWNER may use and display the ARTWORK.
 - (2) Reproduction and Distribution. The OWNER may make and distribute, and authorize the making, display and distribution of, photographs and other two-dimensional reproductions of the ARTWORK. The OWNER may use such reproductions for any OWNER-related purpose, including, but not limited to, advertising, educational and promotional materials, brochures, books, flyers, postcards, print, broadcast, film, electronic and multimedia, and catalogues or similar publications. The OWNER shall ensure that such reproductions are made in a professional and tasteful manner, in the sole and reasonable judgment of the OWNER.
- b. Third Party Infringement. The OWNER is not responsible or liable for any third-party infringement of any copyright to the ARTWORK held by the DONOR and is not responsible for protecting the intellectual property rights of the DONOR. The DONOR understands and agrees that the ARTWORK will be displayed in a public place and may be photographed, filmed, or otherwise recorded for any purpose without any restriction by the OWNER.
 - c. Credit. All reproductions by the City shall contain a credit to the DONOR and artist.
 - d. Trademark. In the event that the OWNER's use of the ARTWORK creates trademark, service mark or trade dress rights in connection with the ARTWORK, the OWNER shall have an exclusive and irrevocable right in such trademark, service mark, or trade dress.
 - e. Alteration. The OWNER agrees that it will not intentionally damage, alter, modify, or change the ARTWORK without the prior written approval of the DONOR.
 - f. Release. The DONOR hereby releases the OWNER from any claims or demands associated with the ARTWORK including, without limitation, the right of privacy or publicity and DONOR hereby waives any rights arising from the Federal Copyright Act, including, but not limited to the Visual Artists Rights Act, 17 U.S.C §§106A and 113(d) ("VARA").

4. **Indemnification**

- a. The DONOR agrees to indemnify and hold harmless the OWNER, its subdivisions, officials, employees and agents from any liabilities, willful or non-willful acts of negligence by the DONOR or the DONOR's agents or employees, or any or all elements of loss, theft, mutilation, vandalism or other damage (including those caused by acts of God) that may befall the ARTWORK during any activities related to the planning, creation, or delivery of the ARTWORK.
- b. Upon installation of the ARTWORK, the OWNER shall indemnify and hold harmless the DONOR from claims or liabilities relating to the maintenance of the site at which the ARTWORK is installed, which claims or liabilities arise from and after the date of installation of the ARTWORK.
- c. The DONOR shall indemnify, protect, defend and hold harmless the OWNER and its subdivisions, officials, employees and agents from and against all liabilities, obligations, losses, damages, judgments, costs or expenses (including legal fees and costs of investigation)

(collectively "Losses") arising from, in connection with or caused by: (a) any personal injury or property damage caused, directly or indirectly, by any act or omission of the DONOR and/or the DONOR's agents, employees, or assigns; (b) any infringement of patent, copyright, trademark, trade secret or other proprietary right; or (c) any infringement of the DONOR's rights under 16 U.S.C. § 106A, 16 U.S.C. § 113, Civil Code §§ 987 *et seq*, or similar state, federal, or international law. Notwithstanding the foregoing, the DONOR shall have no obligation under this Section with respect to any Loss that is caused solely by the active negligence or willful misconduct of the OWNER and is not contributed to by any act or omission (including any failure to perform any duty imposed by law) by the DONOR.

5. **Termination of Agreement**

Prior to the expiration of the display period set forth in Section 1 of this Agreement, the OWNER may decide to remove the ARTWORK from public display and terminate this Agreement. The OWNER shall provide written notice within thirty (30) days of the intent to remove the ARTWORK and terminate the Agreement to the DONOR at the address listed in Section 14 of this Agreement.

6. **Installation and Removal of ARTWORK**

The OWNER will have authority over the installation and removal of the ARTWORK. The OWNER and the DONOR have jointly developed a plan for installation of the ARTWORK in a manner that is cost-effective as well as protective of OWNER'S property and the ARTWORK. That plan is attached to this Agreement as Exhibit B. The OWNER shall take all actions reasonably necessary to facilitate and permit implementation of the plan described in Exhibit B, including making the ARTWORK available on a timely basis. The OWNER shall also be solely responsible for any and all activities identified in Exhibit B. The OWNER shall be solely responsible for removal of the ARTWORK.

If the ARTWORK can be removed from public display without significant damage to the ARTWORK or the site where the ARTWORK is installed, the OWNER shall take reasonable precautions to minimize alteration of the ARTWORK during removal. If the ARTWORK cannot be removed from public display without alteration of the ARTWORK (e.g., it is incorporated into a building), the DONOR waives any and all such claims, and any rights granted under the Visual Artists Rights Act, or similar law, against the OWNER, its agents, officers and employees, for alteration of the ARTWORK.

7. **Donation**

In accordance with the OWNER's donation policy, the parties agree that:

- a. The OWNER will provide the DONOR with a donation receipt indicating the estimated value of the ARTWORK within thirty (30) days upon execution of this Agreement.
- b. The DONOR's contribution to the OWNER will be recognized publicly as described above.
- c. Except as provided in this Agreement, the OWNER may use the ARTWORK in any manner at its sole discretion and the DONOR has no right or obligation to control the OWNER's use of the donation.
- d. The DONOR has not and will not receive any goods or services in exchange for the donation

and the OWNER will not grant any extra consideration to the DONOR in relation to OWNER procurement, regulatory matters, or any other business, services, or operations of the OWNER.

- e. The DONOR confirms that this donation is not made at the behest of a City Council Member or of any member of the Public Arts Advisory Commission or staff of the Parks and Recreation Department.
- f. Title to the ARTWORK shall pass to the OWNER upon execution of this Agreement.

8. **Choice of Law & Venue**

This Agreement shall be governed by the laws of Iowa. The venue for all litigation or other disputes relative to this Agreement shall be the District Court for the County of Polk, Iowa.

9. **Captions**

Section headings are for reference only and shall not be used to interpret this Agreement.

10. **Severability**

If any provision hereof is found to be invalid or unenforceable, such finding shall not affect the validity of any other provision hereof; and such provision shall be enforced to the maximum extent possible so as to affect the intent of the parties.

11. **No Waiver**

Any failure to enforce any right or to require performance of any provision of this Agreement shall not be considered a waiver of such right or performance.

12. **Entire Agreement**

This Agreement, including the attached and incorporated exhibits, contains the entire agreement between the parties, and supersedes all other oral or written provisions.

13. **Modifications and Amendments**

No amendment or modification to this Agreement shall be effective unless it is in writing and signed by authorized representatives of each of the parties hereto.

14. **Notices**

Unless otherwise indicated in this Agreement, all written communications sent by the parties may be made by U.S. Mail, e-mail, or phone, and shall be addressed as follows:

- a. if the OWNER, to:
Allison Ullestad, Arts, Culture, and Enrichment Supervisor
City of West Des Moines, Public Arts Advisory Commission

P.O. Box 65320
4200 Mills Civic Parkway
West Des Moines, Iowa 50265

Phone: 515-222-3455
E-mail: allison.ullestad@wdm.iowa.gov

- b. if the DONOR, to:
Jaey/Brenda Sedlacek
1512 S 42nd Street
West Des Moines, IA 50265

Phone: 515-240-9234
E-mail: brendasedlacek@icloud.com

Each party shall provide the other with written notice of any change in address within thirty (30) days of such change.

15. **Binding Effect**

- a. The provisions, covenants, and conditions in this Agreement shall inure to and bind the parties, their legal heirs, representatives, successors, future owners and assignees.
- b. If the OWNER transfers ownership of the ARTWORK, all rights and obligations of the OWNER under this Agreement shall be transferred to the successor owner of the ARTWORK and said successor owner shall be bound by this Agreement.

16. **Approval of City**

This Agreement shall not be binding until it has received the final approval and acceptance by the City of West Des Moines, Iowa, which approval and acceptance shall be noted on this Agreement by the City Clerk.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement by having their signatures affixed below.

DONOR,

Brenda Sedlacek
Jaey or Brenda Sedlacek

11/6/2024
Date

RECOMMENDED BY:

Ryan Penning
Ryan Penning
Parks and Recreation Department Director
City of West Des Moines

Date

Mahesh Mathrubutham
Chair
City of West Des Moines, Public Arts Advisory Commission

Date

**CITY OF WEST DES MOINES, IOWA,
an Iowa municipal corporation**

Russ Trimble
Mayor

Date

Attest:

Ryan T. Jacobson
City Clerk

Date

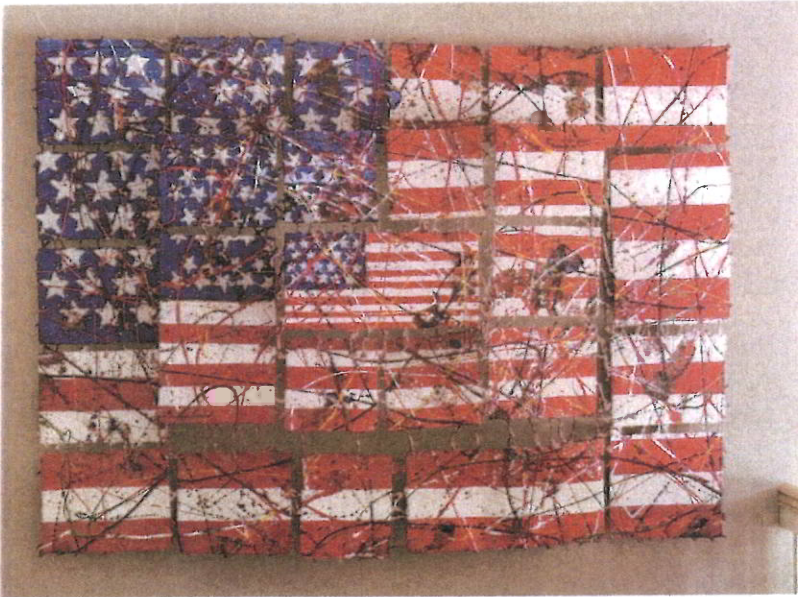
EXHIBIT A:

3 Flags in Space
Jane Ingram Allen
1992

Handmade Paper, String, Acrylic Paint
Purchase Value: \$1,700

Jaey and Brenda Sedlacek acquired this artwork from Percival Galleries in March 2001. Since then, it has been showcased in their home at 1512 S 42nd Street, West Des Moines, IA, 50265. In November 2024, the Sedlaceks plan to donate the piece to the City of West Des Moines Public Arts Advisory Commission to become part of the permanent art collection. Following the donation, the artwork will be showcased on a wall of the central staircase in West Des Moines City Hall.

The images below show the artwork as displayed in the Sedlacek residence.



The images below are renderings of the possible locations (2) where the artwork will be displayed in City Hall.

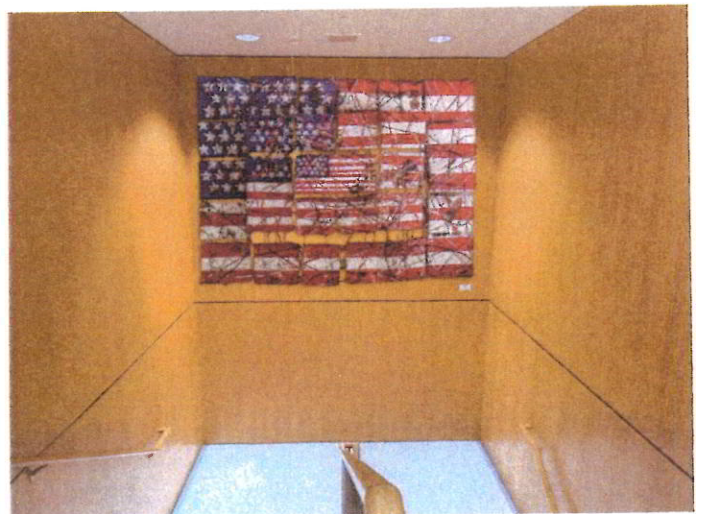


Exhibit B: Plan for Installation and Removal of ARTWORK

Installation and de-installation (removal) of the ARTWORK will require the participation and cooperation of the DONOR and the OWNER as follows:

	Responsible Party (check appropriate column)	
	DONOR	OWNER
1. Transport to new location/storage from current location	()	(X)
2. Preparation of anchoring or support	()	(X)
3. Placement of anchoring or support	()	(X)
4. Removal of anchoring or support	()	(X)
5. Movement of ARTWORK from transport vehicle to display site	()	(X)
6. Movement of ARTWORK from display site to transport vehicle	()	(X)
7. Other related costs for installation (specified below)	()	(X)
8. Other related costs for de-installation (specified below)	()	(X)

Note: Those items identified as being the responsibility of the OWNER shall be arranged by the OWNER and the costs covered under the provisions of the Agreement. Those items identified as being the responsibility of the DONOR shall be arranged by the DONOR, in cooperation with the OWNER and its schedule, at no cost to the OWNER. In accordance with the Agreement, any costs that result from the DONOR's deviations from the responsibilities and schedules identified in this plan shall be borne by the DONOR.

Schedule for Installation

Installation (check all that apply)

- The DONOR will make the ARTWORK available for pick up at _____ (address) by the transporter retained by the OWNER beginning at _____ (date/time).
- The DONOR will be at the display site to assist with installation at _____ (date/time).
- The DONOR will arrange in advance with the OWNER for a date and time to install the ARTWORK.
- The DONOR will ensure that the ARTWORK is ready for display no later than _____ (date).

**ARTIST
INFORMATION**

ARTIST Name: Jane Ingram Allen

Birth Date:

Birth Place:

Sex: F

Contact Information:

Artist Website - <https://janeingramallen.wordpress.com/bio-and-artist-statement-of-jane-ingram-allen/>

ARTIST Biography: Jane Ingram Allen is an installation artist who does art projects around the world using hand papermaking with natural materials and collaborative processes to raise public awareness about environmental issues. Jane has received numerous awards for artist-in-residencies and community public art projects in the USA, the Philippines, Japan, Nepal, Brazil, China, Tanzania, Taiwan, Turkey and Indonesia. She was a Fulbright Scholar artist-in-residence in Taiwan in 2004 and 2005 and a Fulbright Specialist in Turkey in 2015. She received Puffin Foundation Grants in 2003, 2007, 2011 to support her art installations in New York and MA. She has also received grants from the Chenven Foundation, City of Sacramento, City of Santa Rosa, and other organizations around the world to support her work. For her artworks Jane begins by making handmade paper from local plant waste and uses materials and techniques that contribute to sustainable living and improve the environment. Jane is a former college art instructor and currently writes about art for SCULPTURE and other art magazines as well as doing independent curating. Since 2012 she has been based in Santa Rosa, CA, and continues her work in the US and internationally.

ARTIST Statement: My art aims to foster public awareness of environmental issues, with collaborative and participatory processes in mixed media multi-part installations. I use all natural and biodegradable materials such as handmade paper I make from local plant waste materials and seeds to produce continually evolving artworks that transform with nature as a partner. In my recent "Living Quilts" outdoor installations, the handmade paper dissolves over time becoming compost to nourish the earth, and the seeds sprout and grow to produce food and habitat for wildlife as well as aesthetic experiences for humans. The sculptural structures with my living, growing installations are made of wood and branches and last well for many years, and the artworks continue to change and evolve with time. These works comment on our vain hope for permanency in art and our desire to conquer nature rather than exist in harmony with the earth. With recent projects I am focusing on water and our current climate crisis, bringing attention to our dire circumstances, with too little water and too much water, and projecting hope for a better future.

Full Name of the Artist:

Jane Ingram Allen

Title of ARTWORK:

3 Flags in Space

Date of Execution:

1992

Purchase Value:

\$1,700

Dimensions:

8'W x 3'D x 6'H

ARTWORK Material(s):

Handmade Paper, String, Acrylic Paint

Technique or Construction Method:

Fabricator:

Maintenance and Care of ARTWORK:

Placement of ARTWORK:

Handling Instructions: