



**Department:** Parks and Recreation  
**Cost Center:** 5000510  
**For Agenda of:** 9/2/2025  
**Placement:** Consent  
**Estimated Time:** N/A

**FROM:** Greg Avakian, Parks & Recreation Director  
**Prepared By:** Meghan Tolley, Recreation Manager

**SUBJECT:** ACCEPTANCE OF A MONETARY GIFT TO THE PUBLIC ART FUND

### RECOMMENDATION

Authorize the Mayor to execute a donation agreement with the Donna P. Duerk Family Trust, in substantially the same form as that in Attachment A, accepting a donation valued at \$21,730.07 to be used to support the installation of an art piece within the City.

### POLICY CONTEXT

The City adopted a Donation Acceptance Policy on September 7, 1999, as Resolution No. 8965 (1999) Series. Per the City's Donation Policy, all donations exceeding \$5,000 in value must be accepted through a written agreement and approved by City Council.

### DISCUSSION

In the winter of 2025, Parks and Recreation staff were contacted by Stephanie Mamis, daughter and estate Trustee of former local architecture professor Donna P. Duerk. Sadly, Ms. Duerk passed away in January of this year and generously identified part of her estate to benefit "the fund or entity that the Trustee deems most likely to lead to the installation of Public Art in the City of San Luis Obispo, California." The City of San Luis Obispo's Public Art program was identified by Ms. Mamis as the organization to best fulfill her mother's wishes with the stipulation that the funds should be earmarked towards the cost of an actual installation rather than to be used towards administrative fees in the public art program, and requested that the installation be permanent in a place the family can visit and remember Ms. Duerk.

City staff have identified the soon to be built Righetti Community Park as the location for the next permanent public art installation. The family is supportive of the funds being used towards this identified project. While funds for this project have already been identified, by accepting the donation, reserve funds will be able to be applied to another public art installation, expanding the offerings of art within the City. Upon completion, City staff will honor Ms. Duerk with a permanent plaque that will also identify the piece of art and the artist.

### Previous Council or Advisory Body Action

In 1999, the City Council adopted Resolution 8965 adopting a City Donation Acceptance Policy (Attachment C) for donations more than \$5,000. This policy stipulates requirements of the donations to ensure they are in the best interest of the City. The current donation proposal meets the requirements and intent of this policy, as reflected and memorialized in the draft Donation Acceptance Agreement (Attachment A.)

### Public Engagement

Public comment can be provided to the City Council through written correspondence submitted prior to the meeting and through public testimony during the meeting.

### CONCURRENCE

Parks and Recreation staff conferred with the City's Finance Department and City Attorney's Office, who concur with the recommendation.

### ENVIRONMENTAL REVIEW

The recommended action is not considered a "Project" under the California Environmental Quality Act (CEQA) Guidelines Section 15378.

### FISCAL IMPACT

Budgeted: No

Budget Year: 2025-2026

Funding Identified: No

### Fiscal Analysis:

The Public Art Installation Project (Project No. 2000510), which funds all public art installations citywide, is supported by the Private Sector Fund and Local Revenue Measure funds. As of the date of this report, the project has an available balance of \$368,160.

Acceptance of this one-time donation from the Donna P. Duerk Trust, valued at \$21,730.07, would increase the available balance of Project No. 200510 from \$368,160 to \$389,890.07 to support the Righetti Community Park art installation. Although funds have already been allocated for this installation, the donation will allow funds previously earmarked for this project to be redirected to future public art projects, expanding the City's overall public art program.

Funding Sources	Total Budget Available	Current Funding Request	Remaining Balance	Annual Ongoing Cost
General Fund	\$	\$	\$	\$
State				
Federal				

Fees				
Other:				
<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## ALTERNATIVES

***Council could decide not to accept the donation.*** In accordance with the Donation Acceptance Policy, the Council may decline the donation without comment or cause. However, the recommended donation meets all objectives in the City's donation policy and the funds would be welcome in expanding the City's public art collection.

## ATTACHMENTS

- A - Draft Donation Acceptance Agreement with Donna P. Duerk estate
- B - Donation Letter from Donna P. Duerk estate
- C - Donation Policy, Resolution No. 8965 (1999) Series