

Date December 9, 2024

APPROVAL OF FIRST AMENDMENT TO AN OFFER TO PURCHASE REAL ESTATE BETWEEN THE CITY OF DES MOINES AND KEMIN HOLDINGS, L.C. REGARDING AN ESTIMATED 5.37 ACRES OF EXCESS CITY PROPERTY LOCATED AT THE NORTHEAST CORNER OF SE 23RD STREET AND MAURY STREET

WHEREAS, on September 12, 2022, by Roll Call No. 22-1464, the Des Moines City Council approved the conveyance of excess City property located in the block bounded by SE 23rd Street on the west, SE 24th Street on the east, Maury Street on the south and Dean’s Lake on the north to Kemin Holdings, LC (“Kemin”); and

WHEREAS, the offer approved as set forth above included a two-year due diligence period to allow Kemin to attempt to acquire other adjacent privately owned property; and

WHEREAS, the parties wish to amend said offer to extend the due diligence period to ten years, with each party having the right to terminate the offer upon thirty (30) days’ notice to the other party.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

1. The First Amendment to the Offer to Purchase Real Estate between the City of Des Moines and Kemin Holdings, L.C. regarding an estimated 5.37 acres of excess City property located at the northeast corner of SE 23rd Street and Maury Street is hereby approved.
2. The Mayor is authorized and directed to sign the First Amendment as identified above, and the City Clerk is authorized and directed to attest to the Mayor's signature.

 **Roll Call Number**

Agenda Item Number

27

Date December 9, 2024

(Council Communication No. 24-496)

Moved by _____ to adopt.

Second by _____.

APPROVED AS TO FORM:

/s/ Lisa A. Wieland
Lisa A. Wieland, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
SIMONSON				
VOSS				
COLEMAN				
WESTERGAARD				
MANDELBAUM				
GATTO				
TOTAL				
MOTION CARRIED	APPROVED			

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

Mayor

City Clerk