



Roll Call Number

20-0531

Agenda Item Number

31

Date

March 23, 2020

RESOLUTION APPROVING THE FIRST AMENDMENT TO CONTINGENT PURCHASE AGREEMENT BETWEEN EAST VILLAGE GREEN, LLC AND THE CITY OF DES MOINES.

WHEREAS, on August 6, 2018, the City Council approved a Contingent Purchase Agreement between East Village Green, LLC (Paul Hayes, Managing Member, 350 E. Locust Street, Suite 500, Des Moines, IA 50309) and the City by Roll Call Number 18-1358 for a contingent purchase of property located in the Market district (the "Agreement"); and,

WHEREAS, both parties desire to extend the contingency period.

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

- 1. The First Amendment to Contingent Purchase Agreement, is hereby approved. The Mayor and City Clerk are hereby authorized and directed to execute the Agreement on behalf of the City of Des Moines.
2. The City Manager or his designees are hereby authorized and directed to administer the First Amendment to Contingent Purchase Agreement as amended on behalf of the City and to monitor compliance with the terms and conditions of the Agreement as amended. The City Manager is further directed to forward to City Council all matters and documents that require City Council review and approval in accordance with the Agreement.

(Council Communication No. 20- 13b )

MOVED by Gatto to adopt.

FORM APPROVED:

Thomas G. Fisher Jr. Assistant City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL.

CERTIFICATE
I, P. Kay Cmelik, 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.

MOTION CARRIED APPROVED
T.M. Frankin Cownie Mayor

P. Kay Cmelik City Clerk