



Date September 11, 2023

APPROVING FIRST AMENDMENT TO MINIMUM ASSESSMENT AGREEMENT BY AND BETWEEN CITY OF DES MOINES, IOWA, MERLE HAY ANCHORS, LLC, AND POLK COUNTY ASSESSOR FOR POLK COUNTY, IOWA

WHEREAS, the City of Des Moines, Iowa (“City”), MERLE HAY ANCHORS, LLC, an Iowa limited liability company (“Owner”), their successors and assigns, and the COUNTY ASSESSOR FOR POLK COUNTY, IOWA (“Assessor”) entered into a Minimum Assessment Agreement (“Agreement”), as authorized by the Des Moines City Council on May 9, 2022, by Roll Call No. 22-0704; and

WHEREAS, the Agreement set forth a total Minimum Actual Value of \$6,700,000 for the Property, legally described therein, which value was to be allocated between two parcels; and

WHEREAS, the parties now wish to amend the Agreement to reallocate said total Minimum Actual Value between said parcels.

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

1. The First Amendment to Minimum Assessment Agreement by and between City of Des Moines, Iowa, Merle Hay Anchors, LLC, and Polk County Assessor for Polk County, Iowa, is hereby approved and, subject to the Legal Department’s approval of the Agreement as to form, the Mayor is hereby authorized and directed to sign said Agreement, and the City Clerk is hereby authorized and directed to attest to the Mayor’s signature.



Roll Call Number

Agenda Item Number

35

Date September 11, 2023

(Council Communication No. 23-405)

MOVED by _____ to adopt. Second by _____.

FORM APPROVED:

/s/ Lisa A. Wieland

Lisa A. Wieland
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
MANDELBAUM				
SHEUMAKER				
VOSS				
WESTERGAARD				
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