



Roll Call Number

23-0786

Agenda Item Number

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Date May 30, 2023

APPROVING FIRST AMENDMENT TO PURCHASE AND SALE CONTRACT BETWEEN NATIONWIDE MUTUAL INSURANCE COMPANY AND CITY OF DES MOINES, IOWA DATED SEPTEMBER 12, 2022

WHEREAS, on September 12, 2022, by Roll Call No. 22-1483, the Des Moines City Council approved a purchase agreement with Nationwide Mutual Insurance Company ("Nationwide") for the purchase of 1200 Locust Street and 1200 Mulberry Street, and assignment of a parking lot lease at 13th and Walnut Street, in Des Moines, Iowa (the "Agreement"); and

WHEREAS, Nationwide and the City have negotiated a first amendment to the Agreement, which terms extend the closing date of the office building locally known as 1200 Locust Street to September 29, 2023, and extend the due diligence period for said purchase to August 11, 2023.

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

- 1. The First Amendment to Purchase and Sale Contract Between Nationwide Mutual Insurance Company and City of Des Moines, Iowa dated September 12, 2022, is hereby approved, and, subject to the Legal Department's approval as to form, the Mayor is hereby authorized and directed to sign said First Amendment, and the City Clerk is hereby authorized and directed to attest to the Mayor's signature.

MOVED by Gatto to adopt. Second by Boesen.

FORM APPROVED: /s/ Lisa A. Wieland Lisa A. Wieland Assistant City Attorney

(Council Communication No. 23-272)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, MANDELBAUM, SHEUMAKER, VOSS, WESTERGAARD, and TOTAL.

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.

Signature of J. M. Frankie Cownie, Mayor

Signature of Laura Baumgartner, City Clerk