

**RESOLUTION NO. 22-23-23**

**RESOLUTION APPROVING AMENDMENT TO MANAGEMENT LEASE AGREEMENT  
BETWEEN MAYES EDUCATION, INC. AND THE PARTIES TO THE FOREST CITY  
PERFORMING ARTS CENTER SHARED USE AGREEMENT UNDER IOWA CODE  
CHAPTER 28E**

**WHEREAS** Waldorf Acquisition, LLC is a non-profit corporation organized and existing under the laws of the State of Iowa, with principal location at 106 South 6<sup>th</sup> Street, Forest City, IA 50436; and,

**WHEREAS** the City is a municipal corporation organized and existing under the laws of the State of Iowa, with principal location at 305 North Clark Street, Forest City, IA 50436; and,

**WHEREAS** the School is a school corporation organized and existing under the laws of the State of Iowa, with principal office location at 145 South Clark Street, PO Box 270, Forest City, IA 50436; and,

**WHEREAS**, concurrent with the Management-Use Agreement (referred to hereinafter as the "Agreement"), the City and School filed a 28E Agreement to control governance and funding of the Forest City Performing Arts Center, the Document is filed as the "Forest City Performing Arts Center Shared Use Agreement" (hereinafter referred to as the "28E Agreement"); and,

**WHEREAS**, Waldorf Acquisition, LLC wished to share use of the PAC with the School and the City, and wished to be involved in the governance structure of the yet-to-be-constructed PAC.

**BE IT RESOLVED BY THE CITY OF FOREST CITY, THAT:**

**Section I:** That the City of Forest City approves the Amendment to Management Lease Agreement Between Mayes Education, Inc. and the Parties to the Forest City Performing Arts Center Shared Use Agreement.

**Section II.** That the Mayor and City Administrator are hereby authorized to execute any documents necessary to effectuate this transaction according to the provisions of this resolution.

Passed and approved this 5th day of December, 2022.

  
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Ronald Holland, Mayor

ATTEST:

  
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Daisy Huffman, City Administrator