

RESOLUTION NO. _____-2026

RESOLUTION AUTHORIZING MAYOR TO EXECUTE QUIT CLAIM DEED TRANSFERRING 311 E. CHARLES TO THE CITY OF OELWEIN UNDER POWERS GRANTED TO THE CITY AND MAYOR BY LIMITED POWER OF ATTORNEY DATED JANUARY 17, 2025

WHEREAS, the City approved the sale of 311 E. Charles Street, Oelwein, Iowa to Shawn Bently and Christina Edmonds ("Buyers") by Resolution #5689-2024, after following appropriate legal procedures, said sale being subject to a Reversion Agreement that included terms and provisions related to required improvements to be made to the property and timelines for said improvements, the property being described as follows:

The West 59 feet of Lot 8 and the South 14 feet of the West 59 feet of Lot 7, Block 5, Paign's Third Addition to Oelwein, Fayette County, Iowa

(hereinafter referred to as "Property")

and

WHEREAS, Buyers have failed to complete the required improvements within the timelines provided by the Reversion Agreement, and

WHEREAS, Buyers were sent a Notice of Reversion Rights/Right to Cure by the City Attorney on April 3, 2026, by both regular and certified mail, outlining the City's position on Buyer's failure to complete improvements on a timely basis in violation of the Reversion Agreement, said Notice including an explanation of appeal rights as well as contact information for City of Oelwein Building Official, and

WHEREAS, Buyers did not appeal the contents of the Notice of Appeal, but did reach out to the Building Official requesting additional time to complete required improvements, and

WHEREAS, the Council finds that the Buyers are in breach of the Reversion Agreement and that by the powers granted by Buyers to the City of Oelwein, through the Mayor, by way of the Limited Power of Attorney attached to the Reversion Agreement, the Mayor may execute a Quit Claim Deed transferring the Property back to the City, and

WHEREAS, the Council finds that the Mayor should at this time, without further delay, execute a Quit Claim Deed transferring the Property to the City in accordance with the Reversion Agreement and Limited Power of Attorney based upon Buyers failure to fulfill their obligations under the Reversion Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Oelwein, Iowa

that the Mayor is hereby authorized to immediately execute a Quit Claim Deed transferring the Property to the City in accordance with the Reversion Agreement and Limited

Power of Attorney based upon Buyers failure to fulfill their obligations under the Reversion Agreement.

Passed and approved this 13 day of July, 2026.

Brett DeVore, Mayor

Attest:

It was moved by _____ and seconded by _____ that
the Resolution as read be adopted, and upon roll call there
were: AYES NAYS ABSENT ABSTAIN

Dylan Mulfinger, City Administrator
Recorded July 14, 2026.

Cantrell
Cannon
Gearhart
Ricchio
Weber
Payne