

RESOLUTION NO. _____ - 2025

RESOLUTION APPROVING SALE AND TRASFER OF CITY OWNED REAL ESTATE LOCATED
AT 119 W. CHARLES STREET, OELWEIN, FAYETTE COUNTY, IOWA

WHEREAS, the City of Oelwein, Iowa owns the following described real estate:

Commencing 45 rods 13 feet West of the Center of Section 21, running thence North 10 rods, thence West 35 ½ feet, thence South 40 feet, thence West 4 ½ feet, thence South to the center of the street, thence East 40 feet to the place of beginning, in the Southwest Quarter of the Southeast Quarter of the Northwest Quarter of Section 21, Township 91 North, Range 9 West of the Fifth P.M., Fayette Couty, Iowa.

WHEREAS, by Resolution # 5709-2025 the Council scheduled a Public Hearing on the proposed sale of the above-described property for March 24, 2025 at 6:00 p.m., during the regular City Council meeting to be held in the City Council Chambers, Oelwein City Hall, 20 2nd Ave. SW, Oelwein, Iowa, and

WHEREAS, notice of the Public Hearing was published in the Oelwein Daily Register on March 18, 2025, consistent with the requirements of §364.7 and §362.3 of the Iowa Code, and

WHEREAS, the Mayor opened the Public Hearing, and the Council accepted public comment, reviewed and considered any written comments received in advance of the Public Hearing, and upon the conclusion of public comment the Mayor closed the public hearing, and

WHEREAS, the City Council discussed the proposed sale of said real estate and found the City did not have a continuing use for the property, that the property did not otherwise serve a public purpose, and that the sale of said property would, therefore, be in the best interest of the City, and

WHEREAS, the City Council also discussed the value of the real estate, the value to the community of the potential uses for the property, and in consideration of the above and foregoing, determined it to be appropriate and in the best interests of the City to approve the sale of said property to Frank Jr. Harry, III for the sum of \$2,000.00.

BE IT RESOLVED by the Council of the city of Oelwein, Iowa, as follows:

- Section 1. That the property described herein shall be transferred to Frank Jr. Harry, III for the sum of \$2,000.00.
- Section 2. That the property is being sold as is.
- Section 3. That the property shall be transferred by Quit Claim Deed with no abstract to be provided.
- Section 4. That the Quit Claim Deed, and related Clerk's Affidavit, shall be recorded at the expense of the City.
- Section 5. The Mayor or City Administrator shall be authorized to execute the QCD, and any other documents related to the approved transfer of this property as set forth above.
- Section 6. Action on this Resolution shall be final upon the delivery of the Deed to the Buyer.
- Section 7. This resolution shall be in effect upon its passage and approval as provided by law.

Passed and adopted by the City Council of the City of Oelwein, Iowa, this 24th day of March, 2025.

Brett DeVore, Mayor

Attest:

Dylan Mulfinger, City Administrator

It was moved by _____ and seconded by _____ that the Resolution as read be adopted, and upon roll call the following votes were cast:

Aye Nay Absent Abstain

Ricchio

Weber

Lenz

Cantrell

Seeders

Payne