

Whereupon, Council member Weland moved that the following resolution be adopted:

RESOLUTION 2023-22

A RESOLUTION SETTING A PUBLIC HEARING FOR THE DISPOSAL OF THREE PUBLIC RIGHTS-OF-WAY IN PORTER'S 1ST ADDITION TO EAGLE GROVE, WRIGHT COUNTY, IOWA

WHEREAS, on August 1, 2022, by Roll Call No. 2022-90, the City Council received a recommendation from the City Planning and Zoning Commission that three public rights-of-way measuring approximately 80' x 300' between Block 2 and Block 3, Porter's 1st Addition to Eagle Grove, Wright County, and more formally known as Montgomery Street, measuring approximately 33' x 160' South of Block 3 of Porter's 1st Addition and measuring approximately 20' x 300' West of Block 3 of Porter's 1st Addition be sold, subject to easement for all existing utilities; and

WHEREAS, in accordance with the Planning and Zoning Commission recommendation, the three public rights-of-way measuring approximately 80' x 300' between Block 2 and Block 3, Porter's 1st Addition to Eagle Grove, Wright County, and more formally known as Montgomery Street, measuring approximately 33' x 160' South of Block 3 of Porter's 1st Addition and measuring approximately 20' x 300' West of Block 3 of Porter's 1st Addition should be disposed of; and

WHEREAS, Alwyn and Jenny Van Jaarsveld are the owners of the real property locally known as 1101 N. Montgomery Street, Eagle Grove, and have offered to the City of Eagle Grove the purchase price of \$2,000.00 for a fee simple interest in such excess right-of-way as legally described below, which purchase price reflects the fair market value of the property as currently estimated by the City's Planning and Zoning Commission; and

WHEREAS, there is no known current or future public need or benefit for the right-of-way proposed to be sold, and the City will not be inconvenienced by the sale of said property.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Eagle Grove, Iowa, as follows:

1. That the City Council of the City of Eagle Grove shall consider adoption of a resolution selling the three public rights-of-way to Alwyn and Jenny Van Jaarsveld for \$2,000.00, subject to reservation of easement for existing utilities, measuring approximately 80' x 300' between Block 2 and Block 3, Porter's 1st Addition to Eagle Grove, Wright County, and more formally known as Montgomery Street, measuring approximately 33' x 160' South of Block 3 of Porter's 1st Addition and measuring approximately 20' x 300' West of Block 3 of Porter's 1st Addition be sold to Eagle Grove adjoining real property locally known as 1101 N. Montgomery Street, Eagle Grove.

2. That a public hearing will be held Monday, April 17, 2023, at 6:30 p.m. at the Public Safety Building, 210 East Broadway, Eagle Grove, Iowa. At that time the City Council will consider the above-described proposal and any other(s) submitted prior to or during the public hearing.
3. That the City Clerk is hereby authorized and directed to publish notice of said proposal in the form hereto attached, all in accordance with Section 362.3 of the Iowa Code.

The motion was seconded by Council member Limerick and after due consideration thereof, the roll was called and the following Council members voted:

AYES: Pamperin, Weland, Jergens, Lorenzen, Vandewater, & Limerick

NAYS:

Whereupon, the Mayor declared said Resolution duly PASSED AND APPROVED on this 3rd day of April, 2023.

Sandra McKeath
Mayor, City of Eagle Grove

Attest:

Byrce Davis
City Administrator, City of Eagle Grove