

RESOLUTION NO. 2017-06

PROPOSING TO DISPOSE OF REAL PROPERTY AND PUBLISHING A NOTICE OF PUBLIC HEARING

Approximately 2.2 acres, more or less, being part of 26.46 acres owned by the City of Hawarden in the NE SE E Pt of Government Lot 2, Section 34 Township Ninety Five North Range 48 West of the 5th P.M.. Being the cleared portion of such property located on the West side of Avenue D across from 1310 Avenue D and as shown roughly on the attached Sioux County GIS WebMap. (old land fill site).

WHEREAS, the City of Hawarden is the owner of the property legally described above; and,

WHEREAS, the City of Hawarden finds that the City ownership of this property is of no use to the public and the disposition of such property is in the best interest of the City and citizens of Hawarden for the purpose of reducing maintenance expenses, reducing liability exposure, encouraging growth, and generating property tax; and,

WHEREAS, The City Council proposes to dispose of the property by sale to Dennis D. Pyzel and Denise M. Pyzel on the following terms and conditions:

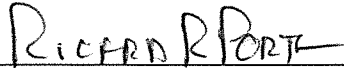
1. The property will be sold AS IS by Quit Claim deed.
2. The property is sold in its present condition subject to all environmental hazards.
3. The property will be sold for \$4,000.00.
4. Buyers may obtain an abstract at Buyers' sole expense.
5. Buyers shall be solely responsible for the cost of a survey to provide a legal description with the survey to follow the area designated on the GIS WebMap.
5. Buyers shall pay for the costs of publication and recording of proof of compliance with City sale procedures, deed preparation recording costs and all other expenses.
6. City shall retain all present easements on, under and over the property as needed for utilities.

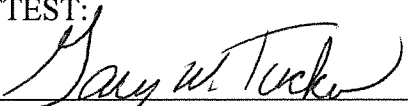
NOW, THEREFORE, BE IT RESOLVED by the City Council of Hawarden, Iowa that:

1. The Council desires to dispose of the property described herein according to the terms above.
2. The Council shall make a final determination on the proposal following a public hearing, which shall be held on the 8th day of March, 2017 at 5:30 p.m. or soon thereafter, in the City Council Chambers, second floor of the Hawarden Community Center, at 1150 Central Avenue.
3. Pursuant to Iowa Code 364.7 the City Administrator/City Clerk is hereby directed to publish the proper notice of the public hearing with correct legal description and the proposed property disposal proposal.

All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND APPROVED this 22nd day of February, 2017.


Ricard R. Porter, Mayor

ATTEST:

Gary W. Tucker, City Administrator/Clerk