RESOLUTION NO. 2020 - 2

A Resolution Providing for the vacation and disposal of a portion of Market Street described as: That portion of Market St lying South of Lot Seven (7), Block Eight (8) and North of Lot Six (6), Block Sixteen (16) in Delhi, Iowa, according to plat recorded in Book A L.D., pages 128-129 to adjacent property owners: Jeffrey P. & Angie L. Freiburger

WHEREAS, the street set out above has been platted for decades and never used, and

WHEREAS, there are no plans for development of this street, and

WHEREAS, the City has received a request from the adjacent property owners to vacate said street and convey the property to them, and

WHEREAS, each of the adjacent property owners have agreed to pay $792 ($6 per linear foot for 66 feet) and the cost of this proceeding and of any conveyance of the property to them, and

WHEREAS, a Notice of Public Hearing on the vacation of said street was published in the Delaware County Leader on the 25th day of June, 2019 and a subsequent public hearing was held on the 8th day of July, 2019, and

WHEREAS, the City Council has determined it would be in the best interest of the City to vacate said street and to convey it to the adjacent property owners: Jeffrey P. & Angie L. Freiburger, and

WHEREAS, the City has previously passed Resolutions Numbered 2019-13 and 2019-16 approving the vacation and disposition of said property, but with a scrivener's error in the legal description, and this Resolution is meant to cure any defects due to those scrivener's errors.

BE IT THEREFORE RESOLVED BY THE CITY COUNCIL OF THE CITY OF DELHI, IOWA, as follows:

1. The following described portion of Market Street within the City is hereby vacated:

    a. *That portion of Market St lying South of Lot Seven (7), Block Eight (8) and North of Lot Six (6), Block Sixteen (16) in Delhi, Iowa, according to plat recorded in Book A L.D., pages 128-129*

2. The Mayor and City Clerk are hereby authorized and directed to convey said property to *Jeffrey P. & Angie L. Freiburger.*

BE IT FURTHER RESOLVED, that consideration for said transfer shall be the cost to

the City of undertaking these proceedings including publication fees and legal fees plus $792 and that the property has no additional value.

PASSED AND APPROVED this 13th day of January, 2020.

City of Delhi

By: _____
Greg Preussner, Mayor

Attest: _____
Lori Tucker, City Clerk

CERTIFICATION

THE UNDERSIGNED, Lori Tucker, the duly appointed and acting City Clerk of the City of Delhi, Iowa, certifies that the foregoing is a true and exact copy of Resolution No. 2020 - 2 duly adopted by the Delhi City Council at its regular meeting on the 13th day of January, 2020.

Dated this 13th day of January 2020.

_____
Lori Tucker, City Clerk

Book 2020 Page 122

2020 122 Type 06 018 Pages 2
Date 1/14/2020 Time 3:43:30PM
Rec Amt $22.00*

Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Rec
City of Delhi
P.O. Box 235
Delhi IA 52223